"All the News That's Fit to Print."

The New York Times.

THE WEATHER.
Fair; winds southwest.

VOL. LII.....NO. 16,695. NEW YORK, THURSDAY, JULY 9, 1903.—FOURTEEN PAGES. ONE CENT In Greater New York, Elsewhere, Jersey City, and Hoboken, TWO CENTS.

STATE BALL GIVEN IN HONOR OF LOUBET

American Naval Officers Present Honored by King Edward.

The French President Visits Windsor Castle and Reviews Troops at Aldershot.

LONDON, July 8.—The State ball given at Buckingham Palace to-night was the climax of the visit of President Loubet of France. The ball—the first since the accession of King Edward—was a brilliant function, 2,200 guests being present, including President Loubet and his suite, practically all the Ambassadors and Ministers in London; the majority of the members of the royal family, prominent representatives of the nobility, and the officers of the British and French squadrons now in British waters.

King Edward signally honored the officers of the American squadron who were present. His Majesty formally received Admiral Cotton, the Captains of the American ships, and twenty-five of the junior American officers, and Queen Alexandra later gave them the same distinction. The reception took place before the arrival of President Loubet. Ambassador Choate, with Secretary White attending, presented to his Majesty the following invited officers of the American squadron:

Rear Admiral Cotton.
Capt. Cowan, Minnesota.
Maj. Lieut. Charles L. Hussey, Chicago.
Capt. Cromwell, Chicago.
Capt. Walker, San Francisco.
Capt. Merritt, Marines, Kearsarge.
Capt. Thorpe, Marines, Chicago.
Lieut. Commander Kane, Kearsarge.
Lieuts. Pratt, Hourigan, Libby, and Mustin, Kearsarge.
Pay Inspector Littlefield, Kearsarge.
Pay Inspector Mecklenburg, Kearsarge.
Fleet Marine Harris, Kearsarge.
Lieut. Commander Hodges, Chicago.
Lieut. Commander Griffin, Chicago.
Lieut. Cole, Chicago.
Ensign Coles, Chicago.
Medical Inspector Dorr, Chicago.
Lieut. Commander Sullivan, San Francisco.
Lieut. Commander Carter, San Francisco.
Paymaster Hall, Chicago.
Ensign Steele, San Francisco.
Ensign Cole, Kearsarge.
Commander McCrea, Machias.
Paymaster Wallace, Machias.
Lieut. Bryant, Machias.
Ensign Cook, Machias.

To Rear Admiral Cotton the King expressed his gratification at the visit of the squadron and inquired if all arrangements had been made for the comfort of the American officers and sailors. Admiral Cotton replied that he had fallen among friends and every care had been taken of himself and the others. His Majesty had a pleasant word to say to each of the officers presented. The Admiral, his Captains, and Staff Lieutenant Hussey were then presented to Queen Alexandra. During the supper several American officers were also introduced to the Prince of Wales, Field Marshal Lord Roberts, Admiral Lord Charles Beresford, Gen. Sir Redvers Buller, and other distinguished Britishers. The Prince of Wales, as the well-known lover of the United States, was in good humor, and in which participated President Loubet, the Duchess of Devonshire, and a number of other distinguished guests. Before the ball, Admiral Cotton, the American Captains, and Staff Lieut. Hussey dined with the Earl of Selborne, First Lord of the Admiralty, at Whitehall. The dinner was attended by naval officials, Lady Selborne being the only woman present.

After the President Loubet did not retire until long after midnight last night, he rose at the customary hour—8:30 A. M.—and started on another long day's functions at about 9 o'clock, when, accompanied by Foreign Minister Delcassé, Ambassador Cambon, and his suite, the President proceeded to visit Windsor Castle. He traveled in the King's train, and was met at the railroad station by the Mayor and corporation of Windsor, who welcomed him to the royal borough. The President then visited the castle, inspected the Horse Guards, and inspected both the State and private apartments and visited the mausoleum at Frogmore, where M. Loubet deposited a wreath on Queen Victoria's tomb. The Presidential party subsequently returned to London and lunched with King Edward, Queen Alexandra, President Loubet, the Prince and Princess of Wales, the Duke and Duchess of Connaught, Foreign Minister Delcassé, Ambassador Cambon, and others proceeded to Aldershot this afternoon for the purpose of reviewing the 20,000 troops of all arms.

On their arrival at Farnborough the party drove to the review plain, where King Edward, in a Field Marshal's uniform and wearing the Ribbon of the Legion of Honor, mounted a charger, and presently afterwards the King and President Loubet and Queen Alexandra were seated above the pavilion. From this point they witnessed the review of 18,000 troops of all arms, which, in the bright sunshine, formed an effective picture. After the King had inspected the troops the infantry marched past in column, the cavalry and artillery followed by, and the review closed with a royal salute. Following this the massed bands played "God Save the King" and "La Marseillaise."

On returning to the railroad station the party traversed a long avenue formed of Old Rifle and siege guns. The review attracted great crowds of spectators, who gave the members of the party a splendid reception.

The royal special train was late in returning from Aldershot, and M. Loubet had but time to rest before he was driven to Lord Lansdowne's house, where he was the guest at dinner of the Foreign Secretary and met a company larger and socially less distinguished than assembled at the French Embassy dinner on the previous night. The house was magnificently decorated with palms and lilies and was brilliantly illuminated. The guests included Ambassador Choate and Mrs. Choate, the other Ambassadors and Ministers in London, Premier Balfour, Colonial Secretary Chamberlain, Field Marshal Lord Roberts and the Duchess of Marlborough.

GERMAN POINT OF VIEW.

Comments on Loubet's Visit—Effort to Find "Germ of Conflict" Between Britain and United States.

London Times—New York Times Special Cablegram.

LONDON, July 9.—The correspondent of The Times at Berlin says the comments of the German papers finding anything to say about Loubet's visit bear about as much relation to reality as "Bottom Weaver's midsummer night's experience."

The writer of the somewhat pedantic weekly survey of foreign affairs in the Kreuz Zeitung devotes four columns to defining the present attitude of the British and French policy to his own satisfaction. The gist of the article is a portentous sermon to England, which, he says, desires to undermine the dual alliance.

A further attempt is made to discover the germ of conflict between America and Great Britain in the British movement toward imperial federation.

Finally the situation in China is reviewed, Germany being pronounced of all powers the one least "engaged," and therefore in a position to watch future developments with perfect tranquillity.

SHOCKING PEONAGE STORY.

Negro Testifies That He Was Whipped, Sometimes Twice a Day, After Being Sold to a Planter.

Special to The New York Times.

MONTGOMERY, Ala., July 8.—The most shocking story that has developed since the peonage investigation was begun by United States Judge Jones was told by Glenn Helms to-day at the trial of J. F. Turner, a wealthy planter, charged with holding negroes in servitude.

Helms testified that he and two other negroes who had been working at Calera, Shelby County, Ala., were on their way home to Columbus, Ga., and when they got to Goodwater, Coosa County, they were arrested by Police Officer J. P. Dunbar for vagrancy. They were carried before Mayor White and fined $5 and costs of four and one-half months' imprisonment. The next day they were carried by Officer Dunbar to Dadeville, in Tallapoosa County, and sold to Turner for an amount of money unknown to Helms. They were bound together with ropes when carried to Dadeville. Turner carried them to his farm, about ten miles from Dadeville, where they were put to work.

Helms stated that he was whipped sometimes twice a day and generally every other day; that many times when working in the field one man would sit on his head while another beat him on his back, and that he was worked under guard in the day and locked up at night. Once he escaped, and Turner offered a reward for his capture. Helms was caught at Opelika and brought back to work. His father at Columbus, Ga., finally sent one Lee White to Turner with about $45 to buy Helms's liberty, which he succeeded in doing. When White went to Turner's farm he found Helms in a sawmill blacksmith.

Police Officer Dunbar, who has turned State's evidence, admitted that he sold the negroes to Turner, and that he had sold other negroes.

GOV. ODELL IN DULUTH.

Surprised by Northwestern Sights, and Says He Had Only Faint Conception of Industries.

Special to The New York Times.

DULUTH, Minn., July 8.—Gov. Benjamin B. Odell of New York said this evening that he should long remember with pleasure his visit to Duluth.

He and the party of ten, of which he is one, had intended leaving here early this afternoon for the West, but Duluth people extended hospitality to the Empire State's Executive and companions, and they remained until 11 o'clock tonight. The Governor received a call at the Spalding Hotel from Mayor E. W. Hunt and other city officials, and he was urged to remain as long as his time would permit, in order that the entire business of the city and the Duluth Commercial Club and he satisfied.

Gov. Odell expressed his pleasure and accepted a trip on the Duluth Superior Harbor on the United States yacht Vidette. The Governor expressed a desire to see a large sawmill in operation, and was shown through one of the Alger, Smith & Co. mills.

Gov. Odell was immensely interested in the grain docks, elevators, and mills on the Duluth Harbor, and said:

"I have had only a faint conception of what you have here."

This afternoon the Governor and party were taken for a drive over the Duluth Boulevard, and after they had returned to the club he said that the drive and the view combined was one of the most delightful experiences of his life.

He declared that there was no such enchanting panorama in connection with any view elsewhere in America. Gov. Odell says he hopes to see the proposed enlarged Erie Canal project realized, and said it would be a great thing in a commercial way for both New York and Duluth.

A banquet was given in honor of Gov. Odell at the Kitchi Gami Club here tonight. Mayor W. W. Hugo of Duluth was toastmaster, and among those present were Police Commissioner Greene and other members of the New York party, and Bishop James McGolrick, Bishop J. L. Morrison, Commodore A. B. Wolvin, A. L. Ordean, and others of Duluth. Gov. Odell responded to Mayor Hugo's felicitous address of welcome very heartily, and spoke with special reference to a better acquaintance, business and social, between the East and West.

MR. SCHWAB'S SUMMER PLANS.

Will Not Go to Loretto, It is Said, on Account of His Asthma.

Special to The New York Times.

ALTOONA, Penn., July 8.—President Charles M. Schwab of the United States Steel Corporation is not expected to spend much of his time this Summer at his home in Loretto. Mr. Schwab suffers from an asthmatic affection, and his experience is said to have been that it is aggravated whenever he visits Loretto. It has come to be a fact that there is more moisture in the atmosphere of Loretto than there is in that of New York.

Dr. Golden, who was the Schwab family physician, at Pittsburg, recently leased the Schwab farm cottage from the owners, expecting to spend it with his family during the season. This gave rise to talk that Mr. Schwab proposed to make his fight for health at Loretto with his physician living nearby. Now, it is said that Dr. Golden will not visit Loretto this Summer.

The Loretto people were much disappointed when the steel magnate did not come to town to witness the display of fireworks which he furnished the town on the Fourth.

C. P. HUNTINGTON'S ESTATE.

It is to be Divided Equally Between His Widow and Nephew—Partition Begun.

SAN FRANCISCO, July 8.—The Huntington estate in California has been equally divided between the two heirs of the late C. P. Huntington. They are Arabella Huntington, his widow, and H. E. Huntington, a nephew of the deceased millionaire. This is the first division of the sixty-million-dollar estate, and a distribution of the Eastern properties will soon follow.

The California property of the estate consisted of real estate in this city, Oakland, and Sacramento, and in the counties of San Luis Obispo and Los Angeles. Its value exceeds $400,000.

Mrs. Huntington is given the residence on Nob Hill which her husband purchased from the Coltons in 1890 at a cost of $200,000.

THOMAS DIVORCE CASE.

Special to The New York Times.

CHICAGO, Ill., July 8.—Another turn in the celebrated divorce case brought by Hascal E. Thomas, son of the late Gen. Samuel Thomas of New York, against his wife, Ada Thomas, was taken in Judge Dunne's court to-day, when Mrs. Thomas was granted an increase of $200 a month alimony, $500 additional suit money, and $1,000 as temporary solicitors' fees.

The case has been pending in the Cook County courts for some time, and was partly tried in Judge Bishop's court a year ago. Before the trial was concluded the court dismissed the jury on the ground that it had been prejudiced.

POLICEMEN FIGHT A MOB

Italians Resist Officers and Their Leader is Arrested.

Merchant Shows Money in a Saloon and Starts the Trouble—One Policeman Badly Beaten.

Policemen of the East One Hundred and Fourth Street Station came into contact with a mob of young Italians in "Little Italy" last evening and as a result several of them were badly battered, while one Italian was seriously injured.

Frank Eargrulo, a wealthy fruit merchant, of 148 Eighth Avenue, was set upon by a band of roughs in the saloon of Michael Grande at One Hundred and Fifteenth Street and Second Avenue. After being badly beaten he broke away and dashed out. He fled down Second Avenue yelling "Police! Murder!" until he met Policeman Thompson at One Hundred and Thirteenth Street and dropped at his feet pleading for protection from the mob that was following him.

Felix Divino, a truck driver, of 2,062 First Avenue, dashed up and tried to assault Eargrulo, Thompson seized him. The mob closed in, but the policeman kept the others at bay with his pistol and dragged Divino to One Hundred and Twelfth Street, followed by Eargrulo.

There Divino tried to fight, but Thompson hit him over the head with the butt of the pistol, making a bad scalp wound. Thompson still held to the prisoner and worked his way to the car tracks, but the mob got around him as he was trying to board a car and began beating him and tearing at his clothes. The crowd blocked the cars behind, but the motorman on the first one worked his way through and went down the avenue clanging his gong.

This noise attracted Policeman Delaney at One Hundred and Tenth Street. The motorman told him of the riot, and Delaney blew a long blast on his whistle and started up the avenue with gun and billy in his hands, followed by Policeman True, Pilot, and Laughlin, who had heard his whistle. At sight of these three the mob fled, with Divino, who had broken away from Thompson, in the lead. Delaney stayed for a few moments to help Thompson, and the others set after the crowd.

The Italians scattered, but the officers followed Divino and finally caught him in a hallway in First Avenue, between One Hundred and Thirteenth and One Hundred and Fourteenth Streets. The man drew a knife and attempted to stab the policeman, but Trubig knocked it out of his hand with a billy. Meanwhile the mob had re-formed and gathered at the scene, ready to believe in Divino. While Trubig was beating Divino into submission Laughlin turned in the doorway and with his billy and pistol kept the friends of Divino from rescuing him.

Meanwhile Thompson, whose uniform was ripped to rags and whose head and face were badly bruised, had taken Eargrulo to the station house and the reserves had been turned out. They arrived when Laughlin was fighting with the mob in the hallway. The crowd quickly scattered and no arrests were made.

Divino was dragged out. There were half a dozen gashes on his head. Policeman Trubig's face and hands were badly slashed. Divino at the station house was defiant.

"If my gun not of this station I'd shoot you all up," he said to the police. "If I get out I'll get even with you!" he said to the policemen.

Eargrulo claimed that he was set on by a man who had knocked him down and attempted to rob his pocket in the saloon. He said he was carrying $500 in money, which the thieves and his hand entered. They are known as the Paul Kelly Social Club, and had assembled for a parade in preparation for a picnic.

Eargrulo is paying for a drink showed a roll of bills, and a fight started. Divino was held on a charge of felonious assault and attempted larceny.

GOOD SAMARITAN IN SANITARIUM REWARDED.

Denver Nurse Willed $25,000 for Her Kindness to a Consumptive Boy from Atlanta.

Special to The New York Times.

DENVER, Col., July 8.—For kindness shown a young man who was dying from consumption at the Oakes Home in Denver eight years ago, Mrs. Frances E. Nicoll, who was then a nurse at the sanitarium, has received a bequest of $25,000 by the will of the late William Dorell, a capitalist and railroad man of Atlanta.

Eight years ago William Dorell, Jr., came to Denver to the Oakes Home apparently dying of consumption. Mrs. Nicoll took charge of the patient, who was nervous and irritable, but through all his illness her patience and kindness won his admiration and respect. At that time her husband was ill and she was supporting him and her children, living near the sanitarium and from her own income she brought her patient the delicacies that he craved and which the rules of the sanitarium forbade except on stated occasions.

Under Mrs. Nicoll's care young Dorell improved and was able to return to his home, where he lived three years. While ill he promised, as so many sick people do in their moods, to make returns for the unexpected kindness received at her hands, but years passed and Mrs. Nicoll had long forgotten what William Dorell said.

Three years ago a letter from an Atlanta attorney asked the city officials to find Mrs. Nicoll, and through them was communicated to the former nurse the notification that the will of William Dorell, Sr., provides $25,000 for her in recognition of the care she took of his son.

Mrs. Nicoll's husband, E. Walton Nicoll, has recovered his health, and there is no longer need for her to minister to the sick. Mr. Nicoll is manager of the Denver Lumber and Manufacturing Company.

LOST IN THE DESERT.

Terrible Experience of Gold Hunters in Arizona.

Special to The New York Times.

PHOENIX, Arizona, July 8.—Driven insane through suffering and in a dying condition Carl Nelson and John Lindsey, prospectors well known in the Southwest, were picked up on the desert fifty miles north of Phoenix yesterday.

These were victims of the most fearful torture, and as a result Nelson may be afflicted for life. The two men started from Weaver for Phoenix driving a burro train. Their route lay through Box Cañon, where they confused directions and were lost in the hills. As burro broke loose, carrying with it the water canteen, and doubtless went in the direction of water.

From the hilltops the gold hunters surveyed the surrounding country, and struck out across the desert in the search for a settlement, but within a few hours they were lost completely. After three days aimless wandering over burning sands Nelson's mind gave way and Lindsey crawled to the shade of a cactus plant and lay down to die. By mere chance another prospector, seeing the desert found Lindsey, and, strapping him to a burro, conveyed him to Stanton, where he regained consciousness and described the plight of his companion.

A searching party found Nelson, naked and frantic, with suffering. His tongue was swollen, his lips and body pierced in a thousand spots with cactus thorns, and he was found almost buried in a hole dug by himself in search of water. Nelson was found within two miles of the place from which the two men started on their journey.

Pocono Mountain Special, via Lackawanna Railroad, 1 P. M. Thursdays, Fridays, Saturdays, for Delaware Water Gap, Stroudsburg, Mt. Pocono. Meals in dining car.—Adv.

MANY HURT IN TROLLEYS.

Two Accidents in the Bronx Injure Twenty-five Persons—Car Derailed by Sudden Stopping Nearly Falls into River.

About twenty-five passengers were injured in two trolley accidents in the Bronx last evening, but none of them seriously. The police obtained the names of seven of the injured persons in one accident, but none in the other.

A crowded north-bound Mount Vernon car stopped suddenly about 9 o'clock at One Hundred and Ninety-second Street and Webster Avenue, and threw the passengers forward with such force that several were hurled from the car. The gear case had broken, and in falling had become tightly wedged under the wheels. Several of the seat backs were broken, and the occupants of the car were for a time in a state of panic. Those injured, as far as could be learned by the police, were:

MEADE, Mrs. W., of 3 Morling Lane, New Rochelle; thrown from car and suffered injuries to back; went home.

CAMPBELL, Mrs. J., 456 Willis Avenue; shock and injury to neck.

HONOHAN, Mrs. J., 46 West One Hundred and Thirty-seventh Street; injury to right arm.

FORMAN, Mrs. G. A., 4,370 Park Avenue; shoulder injured.

FORMAN, BENJAMIN, same address; bruised about body.

FORMAN, CLARA, same address; bruised about the body.

O'ROURKE, JOHN, of Suburban Street, Fordham; thrown from car; severe injury to knee.

The police say that about ten other persons who were injured refused to give their names. A hurry call was sent to the Fordham Hospital for an ambulance, and Dr. O'Neill responded. He did not attend any of those who had been injured.

The second accident was on the West Farms Road leading down to the eastern approach of the wooden bridge over the Bronx River. The track is a single one at that point and runs close to the embankment on either side. This bridge is about two miles east of Third Avenue. The car was crowded with passengers. Just as it neared the bridge there was an accident to the controller box. It is said that the power was suddenly reversed.

The car came to a stop, but the momentum caused it to leave the tracks and the forward trucks came within two feet of the edge of the embankment. The police report that seven seat-backs in the car were broken and that the passengers were piled in heaps. It was learned that no one had been seriously injured, and no ambulance call was sent in. After the accident a wrecking crew was sent to place the car on the tracks, and traffic was blocked for about three-quarters of an hour.

MRS. CUMMINGS IDENTIFIED.

Woman to be Tried in St. Louis for Murder a Member of a Moores Forks Family.

Special to The New York Times.

ST. LOUIS, July 8.—Mysterious Mrs. Minnie Cummings, who goes on trial to-morrow on the charge of killing her husband, has at last been identified. She is a member of a family named Gebo, living at Moores Forks, N. Y., near the Canadian line. She is thirty-seven years old and has had four husbands, one of whom is living.

She married James Dunlap in 1882 at Moores, N. Y. Dunlap had divorced Gebo, in 1881 she married Albert Brown, who died in an opium den in Chicago. Her third husband, Harris, was shot to death, and it is charged he was murdered by his wife. She says the man was a suicide.

The woman's last husband was Dennis Cummings, whom she married in 1892, at Alton. She shot Cummings to death, and is now to be tried for murdering him. She alleges the shooting was done in self-defense.

A dispatch to-day from Moores Junction, N. Y., says: Mrs. Minnie Cummings was Marie Gebo, born in Sainte Antoine, Quebec, in 1860. Her relatives have received letters from her since her arrest, and they have volunteered to assist her.

GEN. CLAY DECREED INSANE.

He Let the Case Go by Default Under Impression That it Would Be Continued.

Special to The New York Times.

LEXINGTON, Ky., July 8.—Gen. Cassius Marcellus Clay raved and stormed in his room at Whitehall this afternoon when he learned that his children had succeeded in securing a judgment of insanity against him. He knew what was going on at Richmond, but was of the opinion that if he made no resistance, sent no witnesses, and had no attorney to represent him the trial would have to be continued. He said he would pay no attention to anything his children did, and would continue to do just as he pleased, and it is the opinion of those who have been to see him recently that any committee appointed by Judge Turpin will have a difficult undertaking to make any changes in his management at Whitehall.

It is their claim that he is wasting his money. He has an annual income from his pension and his annuity paid by the children, in addition to living on about $2,000 his farm is making nothing. They claim that under former managers the farm has yielded an income, and he was not forced to draw on his annuity for a living. Now he is paying board to Joe Perkins, who does the buying, and Jim Bowlin is running the farm, they say, for his revenue.

Then, too, the children of Perkins have torn down several statuettes located at various points in the yard. They are allowed to run through the mansion and are injuring the property. Perkins and Bowlin say they are taking perfect care of Gen. Clay, and that he is satisfied with their management and their treatment of him. It is certain that they guard him most discreetly, and whether or not he is insane will probably never be known from an unbiased tongue, since the only persons allowed to see him are his physicians and Bowlin and Perkins.

FIELD HANDS AUCTIONED OFF.

They Put Themselves Up on the Block in Kansas—Farmers Hold Up Train to Get Men.

Special to The New York Times.

RUSSELL, Kan., July 8.—So great is the demand for harvest hands in this section that laborers are bringing fancy prices by selling their services at auction. Bidding to-day on two ordinary workmen started at $2.50 and advanced to $3.21. A negro who guaranteed to stack all the grain one header could cut brought $6 per day.

Special to The New York Times.

HUTCHINSON, Kan., July 8.—Forty farmers of Rush County congregated at the station of Bison last night and "held up" the west-bound Missouri Pacific passenger train in search of harvest hands. A red bandana handkerchief was wrapped around a lantern, and the fast west-bound train, which never stops at the station of Bison, was brought to a halt.

As the train came to a standstill the farmers swarmed on to it and approaching all passengers saying the appearance of laborers offered them $2.50 and $3 a day to stop and help in the harvest. They got eight men. In a few instances even a greater amount was offered and at least three weeks' work guaranteed, as most of the farmers will thresh immediately following the harvest.

A dispatch from Bison says that at least 100 men are needed in the immediate locality, and 500 can be used in the county.

Bennett's Extract of Vanilla, for purity and strength, preeminently superior.—Adv.

POPE LEO IS STILL BATTLING FOR LIFE

He Is Now Afflicted by a Combination of Diseases.

But a Favorable Official Bulletin Was Issued Last Evening.

The Doctors Have Not Yet Given Up All Hope, but it is the General Belief That the Pontiff's Life is Slowly Ebbing Away.

ROME, July 9—1:15 A. M.—The life of Pope Leo continues to hang by a thread, with the expectation that any moment may bring the final catastrophe. Yet the wonderful vitality of the remarkable old man is combating a complication of diseases which would endanger a strong man in the prime of life.

It would appear that every one in the Vatican is obliged to give way to overpowering fatigue, so much more tranquil is it in the palace than outside, people being still congregated in the Piazza of St. Peter as this dispatch is filed. The corner of the palace which remained lighted the longest was the apartment of Cardinal Rampolla, where the lights were extinguished only a short time after those in the room where Mgr. Volponi, one of the Pontiff's most intimate friends, is lying in a serious condition as a result of the attack of syncope that he suffered yesterday. Pope Leo, as though he had second sight, has asked several times why Mgr. Volponi has not been to see him. Naturally the condition of the new Secretary of the Consistorial Congregation is kept from the Pope.

CONTRADICTORY REPORTS.

Throughout the day the reports from the sickroom have alternated with fears and hopes. At times rumors of the gravest character have gained currency. Out of the mass of contradictory reports the essential features of the Pope's actual condition are indicated in the bulletins issued at 9:45 o'clock yesterday morning and at 8:15 o'clock last evening, bearing the signatures of the two attending doctors. The early bulletin was noticeably free from technical language. During the night the Pope had secured but little refreshing sleep, and with this sleeplessness was augmented depression. The difficulty in breathing had increased, and a derangement of the kidneys began seriously to manifest itself. The complications were fully and frankly stated by the doctors. Their official bulletin was supplemented by personal conversation, in which they showed that they entertained scarcely any hopes of the Pope's recovery. Yet they always qualified their statements, setting forth the remarkable constitutional strength and indomitable energy of the patient. As the most striking evidence of his almost superhuman will they instanced the fact that his Holiness left his bed in the morning and took several steps unaided save by a cane to an armchair. When this became known many were disposed to criticise the doctors for permitting such an exhausting effort, but it was explained that the entire absence of fever, the temperature being even below normal, eliminated the danger of syncope from this exertion. Moreover, the attending physicians recognized that they were battling with a man of iron will, who does not know the meaning of restraint.

CLIMATIC CONDITIONS GOOD.

Fortunately, all the climatic conditions in Rome for the time being are favorable to the sufferer. The air is deliciously cool, and there is a complete absence of the enervating sirocco which depresses and kills. The bright sunshine streams into the Papal apartment. The encouraging conditions are further augmented by the constant use of artificial means of exhilaration, including steady supplies of oxygen.

Except for the brief time he passed in the armchair, the Pope lay in bed throughout the day, shifting his position frequently without assistance and occasionally taking a small draught of diluted wine with the yolks of eggs. The only solid food he has taken is calves' brains.

The later official bulletin, following a consultation between Drs. Lapponi and Mazzoni, completely contradicted the alarmist reports and gave a most favorable statement, announcing improved pulse, better respiration, and ameliorated general condition. Dr. Mazzoni said in a conversation following the issue of the 8:15 P. M. bulletin, that while the Pope's condition still continued dangerous, recovery was not entirely impossible.

Unfortunately some people, including a few who are high in the councils of the Vatican, are inclined to cast doubt on the sincerity of the bulletins. This led yesterday to a strong movement in favor of calling other physicians. The theory of the initiators of this movement was that Drs. Lapponi and Mazzoni had misjudged the disease, taking for pneumonia what was really pleurisy. Both accepted the idea of a consultation with any of their colleagues. Many eminent specialists have been proposed, but it was stated late last night that it had practically been determined that Dr. Rossini should be called in if a consultation were decided upon. However, Dr. Mazzoni stated that in his opinion there was no imminent need of a consultation, and that one would not be held unless the present conditions changed.

WATCHERS OUTSIDE VATICAN.

Groups of silent, curious people watch the lights glimmer in the sick chamber from the broad plaza outside St. Peter's, anxiously waiting for news from within. Now and then distinguished prelates come and inquire regarding the Pope's condition, and they in turn give the little groups their varying impressions of hope and fear. The prevailing sentiment of those admitted nearest to the sufferer is that his life is gradually ebbing away, but whether the final agony will be a matter of hours or days neither the doctors nor the Pope's nearest friends can tell.

BERLIN, July 9.—According to a dispatch to the Lokal Anzeiger, timed 12:45 A. M., the Pope's kidneys have again become active and he feels much better.

YESTERDAY'S BULLETINS.

ROME, July 8.—The physicians in attendance upon Pope Leo at 9:45 o'clock this morning posted the following bulletin:

The night passed tranquilly enough, although the Pontiff had no restorative sleep. The pulse was frequent but regular. The breathing was not as free as last night. The condition of the Pope does not permit of a long examination, but it seems that the pneumonia tends to solve itself, and that the pleuric liquid is not regathering. However, the general condition of the patient is not tranquillizing, because of the state of depression which at intervals increases.

LAPPONI.
MAZZONI.

The following bulletin was issued at 8:15 o'clock this evening:

The remainder of the day has passed without any recurrence of fainting attacks. The pulse is less frequent, but a little more regular. The breathing is calm and the general condition improved.

LAPPONI.
MAZZONI.

THE POPE WANTED TO WORK.

But the Doctors Persuaded Him Not to Do So—He Walked to His Armchair.

ROME, July 8.—The following particulars were obtained of the doctors' visit this morning to the Pope:

"How feels your Holiness?" asked Dr. Mazzoni.

"I do not feel as well. I am weaker," replied the Pontiff.

"Perhaps you did not sleep sufficiently?"

"No! No!" answered the Pope. "I was better last night. I am sorry, because today should be a day of great work."

"Surely," Dr. Mazzoni replied, "your Holiness does not intend to work?"

"Certainly," answered the Pope. "I have so many things to do. But I am afraid I have not the strength."

Both the doctors then proceeded to convince the Pontiff of the necessity for rest, urging him not to place obstacles in the way of his recovery.

"I shall do as you wish," said the Pope, with a sigh of resignation.

Afterward his Holiness expressed a desire to rise, saying he would be more comfortable in his armchair.

The Pope's attendant, Bio Centra, then proceeded to help him arise, but the Pope refused his assistance, saying he could still move by himself. In fact, without any help except that afforded by his cane, the Pontiff walked a few steps to his armchair, repeating now and then:

"I am weaker. I am weaker."

Part of the work referred to by the Pope was to repeat a novena to the Madonna of the Carmelites, whose feast begins to-day. The Pope is a very devout worshipper of this Madonna, always carrying her scapular about his neck.

The Pope observed to Dr. Mazzoni today:

"There is one thing your skill cannot accomplish—to diminish my ninety-three years."

DR. LAPPONI CRITICISED.

Some Cardinals Complain of His Treatment of the Pope—Consultation with Dr. Cardarelli Likely.

ROME, July 8.—Dr. Mazzoni this evening was suddenly called out of the Pope's chamber by Cardinal Rampolla, and a hurried whispered conversation ensued. This gave rise to all kinds of rumors. It became known later that the incident originated in what Vatican circles have already named "the rebellion of the Cardinals" against Dr. Lapponi.

It appears that some of the Cardinals criticised the doctor's treatment of the patient, complaining that Dr. Lapponi had not at the beginning detected that the Pope was suffering from an affection of the pleura and that he thus allowed the disease to assume a gravity which otherwise might perhaps have been avoided. Dr. Lapponi, who was supported by Dr. Mazzoni, indignantly repudiated this idea. Both declared that barely five days had elapsed since the Pope became ill, and they claimed that three days ago they detected water in the pleura, and added that it was not possible, in the nature of the disease to detect it earlier, when the liquid was just gathering, nor was it prudent, considering the age and weakness of the Pontiff, to risk a test puncture before having almost certainly detected the presence of serum.

However, the criticising Cardinals not only maintained their view, but succeeded in reaching the ear of Cardinal Rampolla. Besides this, the Pope's relatives proposed that a consultation be held with the most illustrious physicians, naming Dr. Antonio Cardarelli and Dr. Guido Baccelli.

Apart from the question of hurting Dr. Lapponi's feelings, further difficulty thereupon arose, owing to the existing relations between Church and State. Dr. Cardarelli was a member of the Chamber of Deputies for sixteen years, and is now a Senator; that is to say, he fills a position which has necessitated, not only taking the oath of allegiance to the King and in support of the Constitution, but he has also sworn to obey the Italian laws, including the Papal guarantees, which regulate the position of the Papacy in regard to the Italian State, thus making Dr. Cardarelli obnoxious to the Papal Party.

Dr. Baccelli's position is even more difficult. In addition to having been a member of the Chamber of Deputies for thirty years, he is actually a Minister of the Crown of Italy, being Minister of Commerce, Industry, and Agriculture. Dr. Baccelli occupies such a high position in medical science that, notwithstanding his political principles, he has often been called to the death beds of prominent ecclesiastics, and was even consulted during the last illness of Pope Pius IX., but then he was not a Minister and had never been one.

Dr. Baccelli ridiculed a statement attributed to him by the Petit Parisien that the Pope is affected with malaria.

London Times—New York Times Special Cablegram.

LONDON, July 9.—The Rome correspondent of The Times says there is growing dissatisfaction in the Vatican at the fact that no really authoritative medical opinion has been consulted in regard to the Pope's case. Dr. Lapponi is unknown except as his Holiness's physician in ordinary, while Dr. Mazzoni is distinguished only as a surgeon.

The greatest Italian specialist on the heart and chest is Dr. Baccelli, but if, says the correspondent, political considerations prevented recourse to him, there are other great Italian specialists who might have been summoned.

HISTORY OF THE CASE.

A Statement Evidently Inspired by the Pope's Doctors.

ROME, July 8.—The newspapers this evening publish a history of the Pope's illness, evidently inspired by Drs. Lapponi and Mazzoni, who wish to defend themselves against the attacks on their diagnosis of the case, but it is interesting as the first statement giving exact data from a medical point of view. The account runs as follows:

"On the morning of Tuesday, June 30, Pope Leo went for a drive in the Vatican gardens. On returning he declared that he had greatly benefited by the fresh air and wished to repeat the drive. The Pope said he felt no need of a medical visit, and notified Dr. Lapponi not to come and see him.

"During the night of Wednesday, July 1, Pope Leo complained of intestinal disturbance, which he attributed to constipation. Notwithstanding, he went into the Vatican gardens and returned to his apartments again feeling benefit from his drive.

"On Thursday he declared he felt well, but Dr. Lapponi, wishing to know personally the nature of the disturbance complained of, spent the night at the Vatican. During the night the Pope was sleepless and restless.

"On Friday Dr. Lapponi examined the Pope and found pulmonary inflammation in the right of the thorax between the inferior and middle lobes. He informed Cardinal Rampolla, and began the treatment which he thought right on Saturday. During the day the inflammation spread. Dr. Lapponi, worried, desired to have Pope Leo seen by Dr. Mazzoni, who, since the operation in 1899, has visited the Pontiff occasionally, replacing Dr. Lapponi during the latter's illness with appendicitis.

"On Sunday Dr. Mazzoni went to the Vatican and examined the patient with Dr. Lapponi, confirming the latter's diagnosis, viz., an inflammatory process in the lung, which was defined in the medical bulletin as pulmonary hepatisation. The original treatment was continued, consisting of supporting the strength, the heart, and the general condition of the patient.

"No noticeable change was observed until Monday evening. It was then found that the lowest part of the right of the thorax, which previously was pervious to respiration, had become impervious, affecting the function of the lung. The presence of liquid was suspected. The Pontiff spent an agitated and sleepless night.

"On Tuesday many symptoms confirmed the presence of liquid. His incredible was considered to account for the Pope's general condition growing worse. After a test puncture 800 grammes of bloody liquid were extracted. The condition of the patient improved immediately, reviving hopes, slight in some persons and exaggerated in others. The amelioration in the condition of the patient was not continued during Tuesday. Indeed, depression gained the upper hand."

GROUNDLESS OPTIMISM.

ROME, July 8.—Extraordinary optimism prevailed for a time last night at the Vatican. It was caused by the Commander of the Noble Guard having shortly before midnight dressed the picket stationed before the Papal antechamber to return to quarters. According to the traditional etiquette of the Vatican, when a Pope is seriously ill this picket is not withdrawn unless the doctors declare the patient to be out of danger.

It developed, however, that the Commander took upon himself to send the men to their quarters because they had been so many hours without rest.

CARDINALS SQUABBLING.

PARIS, July 9.—According to the Journal's correspondent at Rome, the struggle between Cardinal Oreglia and Cardinal Rampolla is becoming semi-comic. On the former claiming an apartment in the Vatican, Cardinal Rampolla had a thousand chairs piled up in it.

Cardinal Oreglia told the correspondent that there were possibly treasures, and in any case important documents, in the Pope's room, and he must prevent any one entering, as some persons had "long fingers."

DESIRES A NEW POPE.

One Party in the Church Is Anxious for a Change in the Papacy.

ROME, July 8.—Although Pope Leo is one of the best loved of the Pontiffs, the situation in the Church now is that while there is one party which would do anything possible to have his Holiness live longer, there is another party which thinks a change in the Papacy would further its interests as well as those of the Church.

The former party is composed of all the friends of those who are now in power and who have secured the best posts, both with regard to honors and positions, as well as emoluments. These understand that a change may mean practical oblivion for

POPE LEO XIII. AND THE CHURCH

The Golden Rule the Pontiff's Chief Principle of Action in Politics—Extracts from the Forthcoming Biography, "The Great White Shepherd," by Thomas B. Connery, LL. D.

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King Victor Emmanuel died on Jan. 10, 1878, and not quite a month later was followed to the tomb by Pope Pius IX. All the Prohibitive responsibilities of administration, upon facts, fell to the lot of Cardinal Pecci. During the interregnum, to him was the direction of all the affairs of the Church, and at a critical moment. When the attitude of the new Italian King, Humbert, son of Victor Emmanuel, toward the election of a new Pope was problematical. It was known that a scheme of interference had been suggested, and considered. Advisers of King Humbert told him that the Apostolic chamber, being within the royal domain, the prerogatives of Camerlengo were his legally and that he might set aside the authority of Cardinal Pecci by making the usual arrangements for the election of a new Pope. Thus, in his memorable jubilee sermon at the Cathedral, Father Thomas J. Campbell started the congregation, when he burst into the impassioned interrogatory, "Do you know what prevented the miserable Crispi, the Minister of Victor Emmanuel, from entering the very Conclave of the Cardinals and attempting to control the election? A fierce telegram from the Protestant Bismarck, the persecutor of the Church, who for his own ends wanted a Pope whose election was beyond dispute!"

From the lips of so distinguished a scholar and student of history, such a declaration naturally attracted widespread attention and stimulated inquiry. Where, it was asked, had Father Campbell obtained his information—what was his authority? I was among those seeking light on the subject, and in answer to my inquiries I was handed a translation of a recent article in the Civilta Cattolica, a magazine of the highest authority, and by some people regarded as an official organ of the Vatican.

Let me quote that portion of the Civilta's article relied upon by Father Campbell for his statement. Speaking of the unshakable firmness of Leo XIII. in maintaining his right to the temporal power of which the Papacy was stripped during the Pontificate of Pius IX., Civilta remarks:

THE CRISPI STORY.

"Were one to detail the whole story of the annoyances, treachery, and insult of which he has been the victim, a large volume might easily be filled, affording a striking proof of the practical inutility of the so-called Law of Guarantees which his enemies would like to have the world believe allows him in Rome a position of royal dignity, as well as of reverence and liberty.

"Justice it here to recall the fact that in the conclave of February, 1878, Francesco Crispi, then Minister for Home Affairs, actually arrogated to himself the right of introducing his civil officers to keep watch over it—and to do this relied on the seventh article of the same law. He was not allowed to do it—but how was he prevented? He was prevented by a fierce telegram from Bismarck, who was particularly concerned at the time that the conclave should elect a Pope whose title should be beyond all question canonically legitimate. This fact is of itself quite sufficient to prove that the only guarantee Pope Leo could or can give the world that he is not under control of the Government of Italy, which holds him in its hands, is the indomitable resistance he has always opposed to it—a resistance supported to some extent by powerful States whose interests require that Italy should not be allowed to go beyond a certain limit in its war on the Pope that up in the Vatican."

In objection to the specific allegations about Crispi in this article it has been asserted that in the year 1878, when the last conclave met, Francesco Crispi was not a member of the Italian Cabinet—that he was still only a member, or at least President, of the Chamber of Deputies. But this objection is not sustained by an examination of Crispi's official record. He was made President of the Chamber of Deputies in 1876, and soon thereafter became Minister of the Interior. He remained in the latter office until 1878, when he resigned in consequence of charges affecting his private character into which we have no reason to probe.

Undoubtedly he was a bitter enemy of the Church. During the period of his service as Member of Parliament he showed himself ready to go any length to cripple the Papacy. He would not have balked even before the project of destroying the Law of Guarantees, nor would he have shrunk from the measure of driving priests, Bishops, and Pope from Rome and Italy. Therefore it may safely be said that Francesco Crispi, as a Deputy and as a Minister, would have entertained the idea of attempting to interfere with the Conclave for the election of a successor to Pius IX. If in fact he did sound any of the European powers, Catholic or non-Catholic, it is almost certain that he would have met a refusal from Bismarck, but from the Prime Ministers of Great Britain, France, and Spain. Whether or not he was Italian Premier at the time, he was a man of so much influence in political affairs that his suggestion would be considered with respect by his sovereign. Nor would he always have been personally unpleasant regarding Leo XIII. during the earlier period of his Pontificate. It is certain that later on he became as much impressed by the character and ability of the great Pope as the other statesmen of Europe and America. We must not overlook how he changed his bitter tone of the decades of labor and pressure against the Vatican when he exclaimed from his place in the Parliament, "We must not forget, gentlemen, that we are dealing with a man who commands the respect and admiration of the civilized world."

CARDINAL JOACHIM PECCI.

Cardinal Joachim Pecci was at this time sixty-eight years old, but physically he was as vigorous outside his alight, delicate body, as most men at fifty. Did he attack a political crisis think of the possibility of his own election as successor to Pius IX.? One cannot doubt that he did, though no word or act of his ever betrayed his secret thought. Besides, his name in connection with the succession had been altered about among members of the Sacred College. He had been pointed to in the press as one of the Cardinals of such prominence, by reason of piety, ability, and training, conspicuously fitted for the leadership of the Church. And now, while the chief Powers had delivered to the Vatican, while the Conclave was assembling, the preliminaries of the opposition, the friends of Cardinal Pecci were active in his behalf. Many other Cardinals were also mentioned, and among them Chigi, Bilio, Martinelli, and Franchi. But Pecci had most supporters who were zealous and untiring in their propaganda. Therefore we must have been aware of the efforts for his elevation. And with what mixed feelings of joy and fear—joy, because of the great honor implied—he was natural to all men, fear, because of the tremendous responsibilities of the position. Says Monsignor Julien de Narfon, Canon Secretary of the Conclave, a work quite equal in its authority to any other, quoting it devoid no secrecy a secret que devoupit plus probable, plus imminent is but dont le perspective, lointaine encore, lui avait fait naître dans son coeur!

The best Pope, and with incomparable auguste Pius IX. Julien de Narfon, the responsibilities, and believed they would crush him. It is said that he did see even smile when he was told that a lady but recently dead had appeared to her husband and announced that the next Pope would be a Cardinal Pecci.

The Cardinal Camerlengo was not to be amused by such childishness. He heard what was said to him, but he was depressed and extremely nervous.

"I don't understand what they are aspiring about," he said. "We are old, feeble, and shall soon succumb. If it be death not the Papacy, they would give me."

Nevertheless, mournfully as he alluded to his health and the effects of crushing responsibilities, he was really sound in body as well as in mind at this period. The natural manhood of 70 years was not natural to a man of sincere piety, no matter how great the mental and spiritual gifts.

DEATHBED OF PIUS IX.

As soon as the Camerlengo heard of the Pope's death he took up his quarters at the Vatican, convoked the Prelates of the Apostolic Chamber, to whom he gave his instructions, cleared the palace of strangers, locked every drawer and desk, and then proceeded to the death chamber, where the Maiordomo and the Chief Usher of the Confidential Camerlenti were already in attendance. The Penitentiaries of St. Peter knelt near the bed, reciting the burial service. Custom has prescribed a very solemn ceremonial for this visit of the Camerlengo to the deathbed of the Pope. He must be accompanied by the Prelates of the Apostolic Chamber. Etiquette demands that he must wear violet—the Cardinals' mourning color—without his carmell, or red cape, and with the red zucchetto covered by a purple skullcap. Thus attired, the Camerlengo entered the death chamber and approached the Mitered Body of the Pope, which no hand had yet touched. He knelt on a cushion and recited a short prayer, while the attendants uncovered the face of the Pope, a silver veil which had covered it. The Camerlengo rose and with a silver mallet struck the icy forehead three times, as he called, "John! John! John!" This is the method adopted to verify a death, the voice came from the dead. No response was heard, and the Camerlengo therefore declared:

"The Pope is indeed dead!"

Then after the De Profundis and aspersion, the Fisherman's Ring was taken from the dead hand and given by the Chief Usher to the Camerlengo, who immediately broke it in accordance with custom. Each new Pope has a new Fisherman's Ring.

To describe all the ceremonies and incidents of the election which followed would alone fill a volume. Suffice it to say that from the moment the College of Cardinals met for this purpose until one of the number was elected Pontiff, the Cardinals and their attendants are practically shut out from the whole world beyond reach of exterior influence. No outsider is allowed access. All the entrances are walled up except one, through which the cardinals have to pass, even on the opening of the election. Presidents and attendants are passed through four rotas or receptacles turning on pivots, carefully guarded by watchful prelates.

On Feb. 18, 1878, seven days after the death of Pius IX., the Cardinals in violet robes of mourning, were assembled, two days later, at 8:30 in the morning, and had their first ballot in the Sistine Chapel. On the altar was a silver chalice, in which each voter deposited his ballot as his name was called.

"I call upon Christ, our Lord, Who shall judge me, witnesses, that I vote for him who I believe before God ought to be chosen, and that I will do the same at the accessory ballot."

Such was the declaration made by each Cardinal as he held his ballot over the silver chalice before dropping it. Sixty-two Cardinals were in attendance. Of these from abroad seven came from Germany and Austria, seven from France, four from Spain, two from England, one from Belgium, and one from Portugal, making twenty-two foreigners altogether. Our own Cardinal McCloskey was unable to reach Rome in time, while Cardinals Gibbons, Dublin and Cardinal Bonnelli, St. Marc of Sassari were too ill to make their journeys.

ELECTING THE NEW POPE.

The result of the first ballot was twenty-six votes for Pecci, which was immediately increased to thirty-eight by accessory ballot. The Conclave thereupon adjourned for the day. Next morning they reassembled and voted again. As Cardinal Pecci became aware that at not there was no doubt from what he heard all about him that it was the intention of his colleagues to elect him, he grew very nervous and depressed.

"I cannot remain silent any longer," he said to one of the Cardinals. "I must speak of the conclave, because I fear they are about to make a great mistake. They think I am a saint, I fear, I know I am. They attribute to me qualities I do not possess, and believe I am fitted to be Pope. But I am not; oh, I am not."

"It is not for you, but for us, to judge of your qualifications. God will do the rest therefore."

Cardinal Donnet, who had sent to the Camerlengo during the voting, has stated that as Pecci heard his name pronounced more and more frequently in the counting he shed hot tears, and let the pen drop from his hands. Cardinal Donnet picked up the pen and returned it to his agitated neighbor, saying:

"Courage, my friend. The question is not one of your personal comfort, but of the good of the Church and the future of the world."

The second ballot was decisive. Forty-four votes were required for a Pope, and he was therefore elected. Hardly was the result proclaimed before the bandages surmounting the thrones of all the Cardinals except Pecci were thrown down and the three Cardinal Deacons of Dataria, Penitentiaria, and Chancery, kneeling before his eyes, declared, as Charles Borromeo in his account of the scene, with every vote added to those already cast for him. In fact, the evening of his day, he saw, not night, but the dawning of eternal day.

Suddenly he behaved the sub-deacon prostrate at his feet and heard the words Accepptasne elevationem tuam in Summum Pontificem. (Dost thou accept the election to the Sovereign Pontificate?)

His voice seemed to be lost in almost a sobbing response:

"Such being God's will, I cannot gainsay it."

"Dostes what name will thou be known?"

"Leo XIII., in remembrance of Leo XIII., whom I have always revered."

Thereupon they clad him in the white robes of the Pontiff, and he, removing on his finger, kissed his hand and his face, fell into tears, half unconscious, half dazed.

The inherent strength of mind, the tremendous will power which he possessed, asserted their force, and he was able to go through the ceremonies prescribed. First the Senior Bishop of St. Peter's he pronounced the Papal benediction—not the first at Orbi as had been customary, not to the City of Rome and to the whole world, but as Father Campbell, the eloquent result, preacher, explained it, the Italian benediction of the Cathedral in New York in March, 1903, only "Urbi" was given, seeing multitudes inside the sacred edifice of St. Peter's at Rome, and gathered around the altar near the tomb of the Apostles. The people, the Catholic people, the emigrant, loving and faith-cherishing people, were nearest to his heart. They should be blessed first; and, being blessed, they were to bless the world.

The Italian Army extended to bless, his accession, "figura dove Dio mi ha messo," Benoitt, the appearance of a living omen, and with that solemn, imposing gesture he embraced two hundred million souls as Vicar of Christ and successor of the Fisher of Souls."

FIRST LETTER OF LEO XIII.

The first letter written by him after his election was to his brothers, both father and mother being dead. It was characteristic of the man:

"My Dear Brothers: The Vatican, Feb. 20, 1878.

"I have to inform you that at 8 this very morning the Sacred College has thought proper to elevate my humble person to the Chair of St. Peter. I adore the divine decree, and, in my humility, wishing that all happiness, I affectionately send the apostolic benediction. Pray to the Almighty for me.

LEON P. P. XIII.

A distinguished writer of our own day, Justin McCarthy, in his life of Leo XIII., says:

"The biographer of Pius IX. writes the history of an era rather than that of a man. The biographer of Leo XIII. writes the history of a man rather than that of an era."

A little touch of exaggeration there may be in that epigrammatic statement. Yet there is in it, too, a large measure of truth. No man within the last quarter of a century has so deeply impressed himself on the world as Leo XIII. From the moment of his elevation to the chair of St. Peter a great and subtle change in the atmosphere of the Vatican was perceptible. What was this change? Something to this writer at least undefinable. The world has felt and seen it, although it is difficult of expression in mere words. It was the emanation of a new influence, an intellectual influence, so to speak, from the mind, heart, and the policy of the old Pontiff. Both presented unyielding opposition to, or rather, let us say, close condemnation of, the Italian scheme of the Temporalities. Both opposed Governmental interference, at home or abroad, in matters purely religious and disciplinary concerns. But there was a striking difference in the methods of manifestation. Pius seemed to wrap himself with the garment of seclusion, refraining from effort to come to better understanding with the various nations hostile to the Church. To the outside world his attitude had the appearance of waiting for divine interposition on behalf of the Church. Leo, on the other hand, seemed to think and act as one who believes that Providence wills that the Vicar on earth shall use all available weapons to a fruitful end. To say that Pius repudiated the policy of reconciliation would be to overstate his usual policy, though undoubtedly the world generally was inclined to view the predecessor of Leo in that light. But of the latter's policy there is not the faintest doubt. It was Leon and he lived for active effort toward reconciliation with all the powers of the world for the better interests of the Church. As nearly as may be stated in few words, that sums up the two policies.

Speaking of the accession of Leo XIII., Justin McCarthy observes that "a Pope had come out of the hermit days of Pius IX. and had felt that Leo was a man of sanguine nature with a sympathetic nature, and that which touches the very heart of Leo's policy because it has been the seeking complete reconciliation and reunion. The change in the attitude of the powers towards the Vatican, even in the first few months of Leo XIII.'s reign, was most remarkable. Free alike from any reference to what might be said or done by the occupant of Peter's chair, all the powers suddenly turned with revived and quickened interest toward the Vatican, which had the new Pope with its hands outstretched, inviting negotiation, and they listened with the deepest interests to the slightest utterances from the Holy See. Leo XIII. had been in the Apostle's chair only two months, when the world was electrified by the first of that series of great encyclicals which have so influenced the human race. It was devoted to the evils of modern society, its keynote being those words from the Proverbs, "Sin maketh nations miserable." It was an eloquent appeal to the virtue of the whole human race, which was recognized as the only remedy, and it rang and found an echo in every heart. A universal chorus of praise was raised.

THE POPE AS A STATESMAN.

And while the notes of this great appeal to mankind's better nature were sounding far and near, echoing and re-echoing in every part of the world, Leo was occupying himself with measures for the reconstruction of relations with Germany, where one of the most drastic anti-Catholic systems ever attempted was in full operation. In some respects it was as sweeping and destructive in its tendency as the Combes legislation subsequently taken up in Catholic France. For years the Falk laws—so called after the German Minister of Worship, Herr Falk—had been vigorously enforced in a desperate attempt by Bismarck to throttle the Catholic religion in Germany. Priests and Bishops were satisfied to heavy fines and penalties, including imprisonment, and even banishment in certain cases. The Government claimed the right to select new Bishops and how extent in cases of vacancy, and forbade a number of things, including even the reading of Papal encyclicals in the churches. Naturally, resistance and consequent suffering attended the enforcement of such laws, and a loud protest against them went up from Catholics and Protestants alike. There was a deep, though somewhat dormant sympathy throughout Germany for the struggle of Bismarck, the Iron "would not yet yield." He had not yet felt the power of the new Papal influence.

How did Leo XIII. deal with this serious condition? He made no offensive protest—attempted no bitter denunciation. Such formed no part of his method. He wrote a fatherly letter to the venerable Kaiser William (grandfather of the present German Emperor), calmly exposing the injustice of the Falk laws and appealing to his magnanimity to restore peace and justice to his Catholic subjects. He signed this, too, as a wise stroke of policy in the interests of Germany itself.

"May your Majesty, then, look propitiously upon this melancholy situation, and, without departing from your sovereign authority, command that the ministers of God be left free to do the exercises of the laws and precepts of their Church. And since the new civil legislation has its origin in the suppression of the fundamental articles of the State, which sanctioned and guaranteed the complete independence of the Catholic religion in its vast domain, may your Majesty deign, in your magnanimity, to secure the revival of a state of things which has been so conducive to the tranquillity of the consciences as it was profitable to the interests of the State, and your Majesty may rest assured that we on our side, shall not fail to see that the peace re-established between the two supreme authorities is preserved with care, and increased.

"Such is the hope that we are pleased to place in the justice of your Majesty, who has in past times given manifest proof of your respect for the apostolic chair. Nor, if it pleases you to accede to our wishes, we will willingly offer to assist, so far as may be in our power, toward blunting, with God's help, the edge of the present religious dissensions."

This letter touched the old Kaiser deeply, and a few months later the obnoxious laws gradually allowed to fall into innocuous desuetude, had became dead letters. The Kaiser himself never believed in the wisdom of their enactment, nor in their purpose. He was too sincerely religious himself not to favor religious freedom for others.

BISMARCK AND LEO.

Even the terrible Bismarck at last relented. Leo's mode of warfare seemed to disarm the great Chancellor, who, in a speech in the Imperial Parliament, said: "It is the part of a brave man to fight on when conditions demand it; but no real statesman desires to make combat a permanent institution."

The first encyclical was followed by many others on subjects of no less importance—Socialism, communism, nihilism, education, liberty, duties of Christian citizens, and the relations of Church and State. All these challenged the admiration and attention of the world. Father Doyle, in one of his sermons in the Church of St. Paul, on Columbus Avenue, related how President Roosevelt had told him in a late interview that he had just read Leo XIII.'s encyclical, "and I tell you, Father, I admire him. I believe it is a fact that there is not a single ruler in the World who did not express admiration to Pope Leo for that and other encyclicals.

"It would seem, wrote Cardinal Atolli, as if from the time when Leo XIII. succeeded Pius IX. God had chosen a special place in which he took confidence, all the needs of humanity and determined to the provisions he would make for those needs during the whole course of his Pontificate. The whole world knows, continued Atolli, how, during the Pope's enclosure, he carried out his plan. Perhaps, for this reason, they gave Leo over peculiar character, by which they are distinguished from the Pontifical utterances of other Popes even those of his immediate predecessor, Pius IX.

THE MAN'S UNIVERSALITY.

Though every one of these encyclicals has been wonderfully illuminating and instructive for all creeds and all nations, perhaps none attracted quite so much general attention and praise as that which President Roosevelt read and struck him with admiration. It was most timely, because the world was agitated over the subject of the relations between capital and labor. The menacing attitude of the one toward the other seemed a public danger, and yet the statesmen were puzzled to compute a remedy. It remained for the aged Pontiff to point the way in a plain letter to the whole world. Apart from its religious and moral precepts, says Justin McCarthy, "the general character of the Pope's encyclical is that the employer and the workman should band together in association for the strengthening of the conditions of labor, and that the State should give them every encouragement, should protect them in their free discussions, and should even, if needs be, bring its authority to the support of that which is the deliberately formed opinion of the majority.

"The abolition of private property and the appropriation thereof by the State or people, spoken of by the general poor would, say the Pope declared, remedy the evils. On the contrary, the workingman would be the first to suffer under such a system. We affirm that God has given the earth for the use and enjoyment of the whole human race. Leo XIII. wrote Pope Leo XIII. not to deny that private property is lawful. The earth has been created to mankind as a peculiar, not in the sense that all, without distinction, can deal with it as they like, but rather that no part of it has been assigned to any one in any one of the particular lots and that the limits of a private possession have been left to be fixed by man's own industry and by the laws of individual racial property. The soil which, tilled and enriched with toil and skill, utterly changes its condition. It was wild before, now it is fruitful; was barren, but now brings forth in abundance. That which has thus altered and improved the land becomes so truly part of itself as to be indistinguishable and inseparable from it. Is it just that the fruit of man's own sweat and labor should be possessed and enjoyed by any one else? As effects follow their causes, so is it just and right that the results of labor should belong to those who have bestowed the labor."

ON CAPITAL AND LABOR.

"It is no easy matter," Leo wrote elsewhere in this encyclical, "to define the relative rights and duties of the rich and of the poor, of capital and of labor. * * * But all will agree, and indeed there can be no question whatever about it, that some remedy must be found, and found quickly, for the misery and wretchedness pressing so heavily and so unjustly, even at this moment, on the vast majority of the working classes. * * * The custom of working by contract and the concentration of so many branches of trade in the hands of a few individuals have brought about a condition of things by means of which a small number of very rich men have been able to lay upon the masses of the laboring poor a yoke little better than that of slavery itself."

In 1890 young Emperor William of Germany wrote to the Pope asking for an expression of his sympathy in a conference called to meet in Berlin to consider the question of the organization of labor, and received an answer in which this passage occurred:

"The conformity of views and legislation so far at least as the different conditions of places and countries will allow, must have an immense influence on the progress of the question toward an equitable solution. We cannot, therefore, but encourage to the strongest way, if it be in Your Majesty's power, the conference which may tend to improve the conditions of the working populations, such, for instance, as a distribution of labor better proportioned to the strength, to the age, to the sex of each worker, the rest upon our Lord's Day, and, in general, all that may protect the workingman from being used merely as a vile instrument, without regard for his dignity as a human being or his rights and duties as a moral and a Christian. Rerum Novarum, the Pope's encyclical, is a code in which are found the principles of true justice, the maxims of that mutual charity which ought to unite all men as the sons of one father and the members of the same family. Religion will teach the employer and respect the human dignity in his workmen. Above remain kind with justice and equity. On the other hand, the same religion will inculcate on the conscience of the workingman the sentiment of duty and of fidelity. It will render him moral, sober and honest. It is because society has lost sight of, neglected and mistaken the religious principles that it is now itself now shaken to its very foundation. To restore those principles and to give them back their strength of influence over the human race is the only means of reestablishing society on a sound basis, and of guaranteeing peace, order and prosperity. It is the mission of the Church to preach and so spread these principles and these doctrines throughout the whole world."

NEW ORLEANS COTTON MARKET.

NEW ORLEANS, July 8.—A sharp advance in cotton this morning replaced the decline of the last few days, being caused principally by heavy buying by the shorts to take profits. The bulls were aggressive and did some lively bidding, and added to this was a much better spot demand in Liverpool and improvement in the business tone at Manchester. Late in the morning August was 12 points above the closing or necessary 11 to 15 September was 12 points up to 10.41 October was 14 up to 10.47 and December was 15 points up, to 8.88.

JAMES BUTLER CHOICE GROCERIES

STORES EVERYWHERE. 115 RETAIL BRANCHES

JAMES BUTLER CHOICE GROCERIES

Best Butter, lb. 21c

The finest creamery that the best butter-makers of the country produce. Take advantage of the low price, as the sale ends on Saturday evening. As in Butter, we also excel in Teas and Coffees. At no other stores in the city can you get anywhere near the values we give—in fact, you pay almost double elsewhere. Thursday, Friday and Saturday we give free to every purchaser of one pound of Tea or one pound of Coffee a cake of Fancy Toilet Soap, made specially for us by Stuart et Cie, Paris.

Tomatoes. Fancy Maryland solid pack and red ripe, 3 cans 25c

Liberty Milk. Highest grade Condensed Milk, rich in cream, full size cans, 3 for 25c

Peas. Diamond Brand, new canning Early June Peas, 3 cans 25c

Fancy Table Salt, large bag 4c
Ice Cream Salt, 10-lb. sack 10c
Corned Beef or Roast Beef, best quality, lb. can 14c
Baked Beans, 2-lb. can 8c
Baked Beans, Stockwell's Brand, plain or in tomato sauce, 3-lb. can 9c
Baked Beans, Triumph Brand, very best quality, plain or in tomato sauce, 3-lb. can 12c
Blue Ribbon Baking Powder, absolutely pure cream of tartar powder, lb. can 25c; ½-lb. can, 15c; ¼-lb. can 10c
Peerless Root Beer Extract, one bottle will make 5 gallons delicious and sparkling root beer bottle 10c
Soda Water, all flavors, kept on ice, quart bottles 5c
Ammonia, good strength, large bottle 5c
Violet Ammonia, highly perfumed, bottle 10c
Concentrated Ammonia, bottle 10c

Teas and Coffees.
Golden Tips Ceylon—Perfection for iced tea—in cartons, ¼ lb., 13c; ½ lb., 25c; lb. 50c
Best No. 1 Tea—All black, 3 lbs., $1.00; 3 lbs., $1; lb. 35c
Choice No. 2 Tea—Mixed English breakfast and Colong, 3 lbs., $1.10; 3 lbs., 70c; lb. 25c
Best Mocha and Java Coffee, a rich fine cup, 3 lbs., $1.15; 3 lbs., 75c; lb. 25c
Very best Santos Coffee, lb. 15c
Liberty Jams, made from choice fresh fruits, assorted, lb. jar 9c
Rice—Fancy Carolina whole grain, 3½ lbs. 25c
Stalmaff, for cleaning and polishing silver, brass, tin, &c., pkg. 8c
Scouring Soap, 3 cakes 5c
Cereo Pesto, Blue Ribbon Breakfast Food, Malt Breakfast Food and Shredded Wheat package 10c

Smoked Beef. Lean and thinly sliced, 2 packages 25c

Salmon — Short Band, fancy Sockeye, lb. cans, 2 for 25c
Olive Oil, best imported, ½ pint bottle, 21c.; pint bottle 35c
Salad Oil, domestic, best quality, ½ pint bottle, 8c.; pint bottle, 15c.; quart bottle 15c
Cider or White Wine Vinegar, quart bottle 7c
Blue Ribbon, Southwell's or Currie Bros.' Jams, assorted, jar 15c
Hillier's Orange Marmalade, made in Belfast, Ireland, jar 15c
Butler's Potash, tin 5c
Chloride of Lime, nice size can 5c
Blue Ribbon Shoe Dressing, keeps ladies' shoes soft and brilliant, bottle 8c

Crackers.
Johnsin Cake, lb. } Vienna Crimp, lb. } Golden Crisp, lb. } 9c
Graham Wafers, lb. } Fruit Crackers, lb. } 12c

Salad Dressings.
Snider's, bottle 14c
My Wife's, bottle 14c
Campbell's, bottle 10c

JAMES BUTLER CHOICE GROCERIES

JAMES BUTLER CHOICE GROCERIES

TRUNKS, BAGS, SUIT CASES.
IN FACT
Everything for the Traveler.
BUY DIRECT FROM THE MANUFACTURERS.
The American Trunk Co.,
17 Union Square West, exp. Tiffany's.
Factory, 39 Vesey St., N. Y.

AVOID NOSE TORTURE.
Wear Levy's new clip, attached to your spectacles, 50c.; no pinching, no falling; comfort guaranteed; filled, and repairing; factory on premises. B. M. LEVY, 24 East 23d. Telephone, 2283—18th.

KENNEDY'S STORE
12 CORTLANDT ST.

Men's Hats.
Don't wait until the mercury is up to 90; buy your Straw hat now.
Sennet Sailors, 50c.; worth 1.00.
1.40, worth 2.00
1.90, worth 3.00
Early soft brims in great variety.
Porto Ricos 1.49 and 1.90
Panamas 3.90 " 4.80

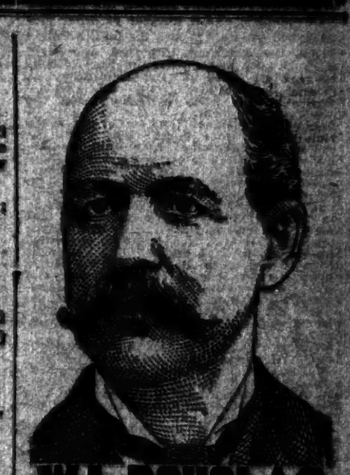
Men's Furnishings.
1.50 White Madras Pajamas, 88c.
Summer Shirts and Underwear, Wonderful values.
2.00 Negligees at 98c.
Bought at Half Price
1.25 Negligees at 59c.
1.00 Belts at 49c.
of Black Cowhide.
Bathing Suits, 98c.; worth 1.50.
Underwear 49c.; " 75c.
of Imported French Balbriggan.
Irish Linen Mesh, 1.50; worth 2.25.

Men's Shoes.
Swell Oxfords, with herring-bone shanks.
4.98 and 5.98
Made Like $7.00 Custom Shoes.
A pair of 1.00 Shoe Trees FREE with each pair of 4.98 Shoes.
Dip Toe Oxfords, 3.50.
A new English Style, made on the last, with high heels; worth 6.00.

Bicycle Suit Sale
150 ALL WOOL GOLF-BICYCLE SUITS,
Nobby Styles, Sizes 35 to 46,
at $5 a Suit,
Regular Sells for 8.00, 10.00, 12.00
Bathing Suits for Men, Women and Children, 50c to $2.00
A. RAYMOND & CO
Entrance over Fulton St., N.Y. Tel. 2087

REST AND HEALTH
TO MOTHER AND CHILD
MRS. WINSLOW'S SOOTHING SYRUP has been used for over FIFTY YEARS by MILLIONS OF MOTHERS for their CHILDREN WHILE TEETHING, with PERFECT SUCCESS. IT SOOTHES the CHILD, SOFTENS the GUMS, ALLAYS all PAIN; CURES WIND COLIC, and is the best remedy for DIARRHŒA. Sold by Druggists in every part of the world. Be sure and ask for "Mrs. Winslow's Soothing Syrup," and take no other. Twenty-five cents a bottle.

SUPREMACY IN BOOK ADVERTISING.
THE NEW YORK TIMES printed more book advertisement last year than any other American newspaper.


W. L. DOUGLAS
$3.50 SHOE UNION MADE
W. L. DOUGLAS $5.00 GROOM MICRO CALFS FACTORY TRADE OTHER MAKES
West A. N. C. Bartnik, Notary Public, and Manager of the Hoffman House, New York, says:
"I have worn your $3.50 shoes for years, and consider them the best in the world. I tried other makes, but came back to Douglas."
This is the reason W. L. Douglas shoes are sold more than any other shoes ever other manufacturer in the world.
That Douglas was German Calf, Patent Leather in value to Douglas $6.00 shoes. Shoes that is the highest grade patent leather made, are worn and sold in Boston. Sold everywhere.
Fast Color Eyelets used exclusively.
Sizes, 2 to 11, Widths, C, D, E, EE.
Shoes by mail, 25 cents extra. Illustrated Catalog Free.
W. L. DOUGLAS, Brockton, Mass.
NEW YORK STORES
Douglas Shoe Co.
125 Fulton St.
Douglas Shoe Co.
149 Bowery.
Douglas Shoe Co.
1649 Broadway.
Douglas Shoe Co.
1114 Third Avenue.
Douglas Shoe Co.
2365 Third Avenue.
Douglas Shoe Co.
2356 Sixth Avenue.
Douglas Shoe Co.
2415 Eighth Avenue.
Douglas Shoe Co.
2361 Eighth Avenue.
Douglas Shoe Co.
2361 Eighth Avenue.
Douglas Shoe Co.
2361

ARREST IN CRUSADE TO END TURF BETTING

Special Officer Taken in Custody at Brighton Beach Track.

Benjamin Steinhardt Got the Warrant Because Wagers Were Permitted—Says He Will Stop All Gambling.

With the arrest yesterday afternoon at the Brighton Beach track of a special policeman on a charge of neglect of duty in failing to eject from the track persons making bets on the races, the way was opened, according to Benjamin Steinhardt, the lawyer, for the prosecution of all officers who do not enforce the gambling laws at race courses.

Mr. Steinhardt says that now that a magistrate has recognized officially the existence of such a violation of the law, he is in position to declare that within a week all such gambling will be stopped.

John Buttle was the man arrested. The warrant was issued by Magistrate Tighe, in Brooklyn, upon information furnished by Harry Goldman of 151 Bridge Street, that borough. As it was Mr. Steinhardt's intention to proceed against the bookmakers and not against Buttle personally, he arranged with the Magistrate to parole the prisoner immediately. The Magistrate went to the Brighton Beach track and the policeman, after the arrest, was released at once on his own recognizance to appear at 10 o'clock this morning before Justice Tighe.

Mr. Steinhardt said last evening that about a month ago information came to him that a certain policeman on duty at Sheepshead Bay was stationed in front of "Bet" Lichtenstein's betting place to keep the curious back and "steer" those who wanted to bet to that bookmaker's stand. He sent Goldman to investigate.

Goldman, he declared, found a special policeman, one of the Pinkerton staff, engaged as had been reported. Goldman said that the officer kept the way clear in front of Lichtenstein's, and told bettors on which side they could see the odds offered, and which side they could lay their wagers.

"I thought it rather peculiar," said Mr. Steinhardt, "that a policeman in uniform should be employed in that way, when the law says they shall eject any person who makes a bet on the races.

"I asked District Attorney Jerome why the police did not do their duty. He said if the police were neglectful a warrant should be obtained from a Magistrate.

"I have interviewed the police on the matter several times. Yesterday I saw Deputy Commissioners Ebstein and Davis, and talked with them for nearly two hours. I told them that the track was not any more out of their jurisdiction than any gambling house in the city, although the people at the head of racing think it is. The Commissioners were uncertain as to what they should do, and said they would consider the matter. I told them I'd show them what they must do.

"I then went to Brooklyn and saw Magistrate Tighe. We talked the matter over for about two hours. The Magistrate read the law, and said it was entirely right; that if the police could not punish gamblers they could eject them from the grounds, and that they should do so. Then he granted the warrant."

Goldman had some difficulty in locating Buttle yesterday. Mr. Steinhardt said that he had been "tipped off."

Neglect of duty on the part of a policeman is a misdemeanor, punishable by a maximum sentence of one year in prison and a fine of $500, under Section 117 of the Penal Code. That section says that "any public officer or person holding a public trust or employment of any kind, who is enjoined by law, who wilfully neglects the performance of that duty, is guilty of a misdemeanor."

To prove that a special policeman employed at a race track comes within the meaning of that section, Mr. Steinhardt cites Section 10 of the Percy-Gray racing law, which says that "for the purpose of preserving order and preventing offenses against the laws prohibiting gambling," &c., five or more special policemen shall be appointed "with the same powers within and upon such grounds as is vested in constables of the town where the grounds are located," and that "it shall be the further duty of said policemen to prevent all violations of law with reference to pool-selling, bookmaking, and other gambling, and to arrest any and all persons violating such provisions."

Mr. Steinhardt has another case in his fight against race track gambling. It is a suit against Leo Swaitz, a bookmaker, and the Coney Island Jockey Club, for the recovery of Albert Caffee's alleged winnings on a bet Caffee says he made on a horse named Semetic on June 27. The allegation is that while Caffee placed the money on Semetic, the bookmaker, when that horse won, showed him his record, which had the bet placed on another and a losing horse.

Mr. Steinhardt gave out yesterday a letter he had received from Cornelius Fellows, Secretary of the Coney Island Jockey Club, in reply to one of his on this matter. Mr. Fellows's letter read:

"I do not know Mr. Albert Caffee or Louis Swaitz, nor has the Coney Island Jockey Club ever given permission to Mr. Swaitz or any one else to engage in the making of bets or to gamble on the races taking place on this track.

"There is nobody maintained by the Coney Island Jockey Club with reference to the arbitration of disputed bets. The association does not employ Mr. Cavanaugh or any one else for that purpose. If Mr. Caffee had any betting transaction with Mr. Swaitz it is a matter of which the Coney Island Jockey Club has no cognizance, and I most heartily decline to interfere in any controversy between patrons of this track."

Mr. Steinhardt wrote to Mr. Fellows in reply:

"In this matter I have made the Coney Island Jockey Club a party to the action solely because of the testimony given by Mr. August Belmont, Robert Pinkerton, and others in the case tried in the Tenth District Municipal Court, in this city, besides which I have evidence to show that the Coney Island Jockey Club does receive money from the members of the Turf Association.

"It will be for the jury to determine whether the race track is a gambling establishment in permitting such transactions as Mr. Swaitz's and his bookmaking contingent committed with the plaintiff.

"This case, Mr. Steinhardt said, will come up before Justice Martin in the Sixth District Municipal Court on July 14.

Mr. Steinhardt was asked who was the complainant with Goldman in the Buttle case.

"Mr. Steinhardt," he replied.

"Is Mr. De Lacy another?"

"He is not," said the lawyer.

"There was a report at the track today, Mr. Steinhardt, that 'Pittsburg Phil' had given you $20,000 to carry out this fight against the race track bookmakers. Is that true?" he was asked.

Mr. Steinhardt laughed and said: "It is not. I wish it were. I don't know 'Pittsburg Phil.' If he has any $20,000 to give away I'd just as soon have him give it to me as to any one else."

Mr. Steinhardt declared that with the Magistrate's granting of the warrant it had been shown what could be done, and what would be done to remove the "protection of gamblers at the track by the police."

He said that August Belmont recently declared in court, "If there was no betting there would be no racing," and added that in this way, racing hereabout is almost at an end.

Justice Wyatt, in the Court of Special Sessions, yesterday issued a summons at the request of Mr. Steinhardt, for August Belmont to appear as a witness in the case of an alleged poolroom. Mr. Steinhardt said last night that he had not attended to the service of the summons, and Mr. Belmont will not be in court this afternoon, and that the case will be adjourned. He said Mr. Belmont would be asked about betting at the race tracks.

Chicago Has a Hot Day.

Special to The New York Times.

CHICAGO, July 8.—This was the hottest day Chicago has known this year. Three deaths and a number of prostrations were reported to the police. The mercury reached 92 at 2:20 o'clock this afternoon. It was 92 July 1, the highest mark previously recorded. Indications are that the mercury will continue to rise.

St. Louis Southwestern Syndicate Ends.

The underwriting syndicate formed about a year ago by Kuhn, Loeb & Co. to underwrite $12,000,000 of 4 per cent. bonds issued by the St. Louis Southwestern Railway has been dissolved, about 80 per cent. of the bonds having been disposed of. The rest, it is said, will be offered to syndicate subscribers. The firm has offered to dispose of them if desired. The syndicate price is said to be about 93.

SUES UNION FOR BOYCOTTING.

Richmond Company Instructs Lawyer to Claim Damages from Bricklayers.

Special to The New York Times.

RICHMOND, Va., July 8.—A ten-thousand-dollar damage suit for boycotting is one of the most significant developments of the street railway strike here. The Sitterding-Carnes-Davis Company has instructed William L. Royall to bring suit against the Bricklayers' Union for this sum.

The litigation grows out of the refusal of the members of the union to use the materials of the concern in their work, thereby forcing contractors to discontinue their purchases from the company. The specific charge is that the Bricklayers' Union has placed a boycott on the materials sold by the company.

It is understood that a number of contractors have been forced to regard the wishes of the bricklayers, and have discontinued their purchases. The reason assigned is that Mr. Sitterding, who is the President of the material supply concern, is also President of the Virginia Passenger and Power Company, whose men are now on a strike.

The suit recalls the Baughman boycott in this city, when the Knights of Labor flourished here. Several members of the typographical union were prosecuted then for boycotting, and the penalties imposed by the lower court were sustained by the Supreme Court of Appeals. That still stands as the law of Virginia.

SHOT FOR SHAKING A TENT.

Showman Fires Into Crowd of Boys at East Wilson, N. Y., and Kills One.

BUFFALO, July 8.—Early to-day the Sheriff of Niagara County telephoned to Police Headquarters here that at East Wilson last night Carlos Roman was shot and killed by E. C. Bond, proprietor of a traveling show called the Museum and Century of Living Wonders. The Sheriff said that Bond had escaped.

Bond had been annoyed by boys shaking the stay ropes of his tent during the performance. He came outside and fired a revolver, saying, it is reported, that he had fired a blank to scare the boys. Roman fell with a bullet in his neck. He died in a few minutes. Bond disappeared. Three of his assistants were held.

ROCHESTER, July 8.—E. C. Bond is a traveling showman of this city, where his invalid wife and sixteen-year-old son are living. Bond has had poor success with his show during the past season, and his son thinks this may have something to do with the present trouble. The police of this city have been asked to be on the lookout for Bond.

INJUNCTION FOR MURDERER.

Effort to Save the Life of William Rhea, Sentenced to Die by Hanging in Nebraska.

Special to The New York Times.

LINCOLN, Neb., July 8.—Attorney T. J. Doyle of this city is preparing papers in an injunction suit to be filed to-morrow if possible, asking the court to restrain Warden Beemer of the State penitentiary from hanging William Rhea, under sentence for the murder of Herman Zahn of Snyder, Neb. The date of the execution is set for Friday, July 10.

Attorney Doyle says it is the law that should any official, charged by law with the hanging of a criminal, perform the execution on a day before the date set, or on a later day, he would be guilty of murder technically. In the Rhea case the court set the date for the execution and the Governor granted a stay of execution that the Legislature might repeal the law providing for capital punishment. This the lawmakers did not do, and the changed date of execution now approaches.

INDORSE BUILDING EMPLOYERS.

Architects Also Name a Committee to Study the Situation.

At a meeting of the New York Chapter of the American Institute of Architects, held last night at 215 West Fifty-seventh Street, the following resolution was adopted:

Whereas, The New York Chapter of the American Institute of Architects is vitally interested in assisting in any solution of the present labor trouble which shall not only end the existing deadlock, but shall hereafter properly protect the owners' interests, which are most vital, in all agreements against possible strikes as well as lock-outs, be it

Resolved, First, that the efforts by the Building Trades Employers' Association to secure an equitable arrangement between employer and employe deserves the hearty co-operation and support, not only of all architects, but also of owners and investors. Second, that a committee of five be appointed by the Chair to carefully study the present situation and consider and report upon any agreement which may be arrived at with particular reference to the interest of others.

NATIONAL CAPITAL HAS AN ASPHALT SCANDAL.

City Official Approved Vouchers to Company of Which He Was Secretary.

WASHINGTON, July 8.—Investigation by District Commissioner West has developed that Alexander McKenzie, formerly Deputy Auditor of the District, and who has been selected as Auditor to succeed James T. Petty, in whose office there has been considerable stealing for the past several years, approved while holding the former position scores of vouchers aggregating thousands of dollars for payment to the Washington Asphalt Block and Tile Company, of which he is the Secretary.

Mr. West's investigation extended only as far back as 1900, but the thirty or forty vouchers which during that time bore McKenzie's approval aggregated over $85,000. Mr. McKenzie now is a member of the Board of Personal Tax Assessors, and it was proposed that he and Auditor Petty should exchange places.

This discovery may make a change in plans necessary unless Mr. McKenzie retires from the company, as the Commissioners do not think District officials ought to have financial interest in District contracts.

"UNCLE TOM" BARRED OUT.

Missouri Counties Place Prohibitive Licenses on the Play.

Special to The New York Times.

KANSAS CITY, Mo., July 8.—A not insignificant feature of the growing negro problem in the Southern States is shown by the hostility of the older generation toward the stage representations of "Uncle Tom's Cabin." The play has never been popular in the Bourbon districts, but of late the opposition to it has taken an active form.

No less than three counties have now placed a license on the companies performing the play which makes it prohibitive. These range from $100 to $200 a night, which at the cheap prices charged in country theatres bars out the play. A county court has just fixed the tax at $200 a night. Many of the old slaveholders were in favor of $300.

Southern Negro Congress Convenes.

MEMPHIS, Tenn., July 8.—The annual meeting of the Southern Negro Congress convened here this morning. About 200 delegates, representing nearly every Southern State, were present when President A. J. Golden of Mississippi called the meeting to order. Booker T. Washington is expected to arrive to-morrow. The principal subject of discussion will be that of planning a way to bring about more friendly relations between the races.

James W. Brady Dies from Fall.

James W. Brady, a real estate dealer of 241 West One Hundred and Thirty-eighth Street, who threw himself from a second-story window at his home Tuesday night, died in Harlem Hospital yesterday. Mr. Brady, who had been ill for several months, escaped his nurse and jumped from the window.

Chautauquans Have a Spelling Match.

CHAUTAUQUA, N. Y., July 8.—An old-time spelling match was held here to-night. Ohio, Pennsylvania, and New York against the world. The winners were H. C. Krebs of Sommerville, N. J., Miss Margaret Young of Dallas, Texas, and Anna Jackson of Port Deposit, Md.

COL. BEST'S BODY FILLED WITH SAWDUST

Physicians Meet Surprises in Autopsy After Exhumation.

California Authorities Issue Larceny Warrants for John D. Woods and Alice C. Woods—Will Ask Extradition Papers.

NEWARK, N. J., July 8.—County Physician McKenzie, accompanied by Dr. Pelouze and another physician whose name has been withheld, went to Caldwell at the request of the California authorities late this afternoon and exhumed the body of Col. William J. Best, who died at San Rafael, Cal., April 6. The body when taken from the grave was removed to the toolhouse in the cemetery. Undertaker F. R. Cook of Caldwell, who had charge of the body, was in charge of its disinterment, and was present during the autopsy. Alfred M. Best and Charles F. Best, sons of the dead man, were in the cemetery at the time, but were not in the toolhouse, nor did they see the body.

Dr. McKenzie said to-night that he and his associates considered they were acting for the authorities of California and as a result their lips were sealed. He did not, the doctor said, act in his official capacity, although it was because of his position that he was called into the case.

When the body was examined it was found that other knives had preceded those which had been made ready for use on the body. The trunk had been previously slit open just as it was intended it should be this afternoon. The work had apparently been done by a person used to handling the surgeon's knives. All the doctors had to do was to lay aside the flesh on each side of the slit and expose what was inside.

Here they met with another surprise. Instead of the organs of the body they found a mass of sawdust. This was carefully taken out, a little at a time, and search made through it for any portions of the organs. Some organs were found in the sawdust, but it is said they were such as would be the least likely to show traces of poison, if poison had been used to kill. All these parts were collected, as were some small scraps which may prove to be pieces of the missing organs. All these pieces were this evening turned over to Herbert Baldwin, chemist of the Newark Board of Health, who will make an examination of them.

The examination of the body showed that the embalming had been done after the body had been cut open. The punctures, needful to fill the veins with the embalming fluid, were in the inside of the body, and not on the outside as usual. Samples of the sawdust were also retained and will be subjected to examination.

Col. Best died at the home of Dr. John D. Woods, who recently went to Atlantic City with a woman who passed in California as his sister, and a little girl, who, she said, was her daughter. Charles S. Best told Prosecutor Riker that Dr. Woods had promised to make an explanation of his father's death to him in writing, but, it is alleged, he left Atlantic City on Monday night, and Mr. Best received no such explanation.

Mr. Best said that when his father first visited the home of Dr. Woods, the doctor and the woman called his sister told people that Col. Best was a millionaire from the East, and had been a Supreme Court Judge. He added:

"My father never knew that, I am sure. From information gathered, I learned that Dr. Woods was engaged to marry the daughter of a wealthy resident at that time, but the engagement was broken. When these people came East they went to Phillipsburg, N. J., but when I got there they had gone. I did see, however, the woman's father, a Mr. Gulich, although she had given it out that he had died and left her a fortune. When my father left Denver and went to California he had $900 with him, but none of that nor any of his other possessions have ever reappeared."

Col. Best lived in Caldwell for a number of years. He was known in New York as a lawyer and promoter, and was regarded as a wealthy man. He was sixty-five years of age at the time of his death.

SAN RAFAEL, Cal., July 8.—Warrants were issued to-day for the arrest of John D. Woods and Alice C. Woods, on a charge of grand larceny. A detective swore to the complaint. District Attorney Boyd stated that he would await developments in the matter about to be held on the body of Col. William J. Best in New Jersey, before placing a charge against Woods.

He further said that he is in possession of evidence conclusively showing foul play in Col. Best's demise. Mr. Boyd and a detective will leave to-night for Sacramento to procure extradition papers from Gov. Purdee. The detective will leave for the East to-morrow morning. The Woodses have left Atlantic City, but have been located at Phillipsburg, N. J.

CUBA'S RURAL GUARD BECOMING DEPLETED.

Claimants to Pay as Revolutionary Soldiers Threaten Disturbances—Americans Ask Protection.

HAVANA, July 8.—Some concern is being manifested over the situation of the Rural Guard. The period of the two-year enlistments, which began during the intervention, is expiring, and many of the guards are not disposed to re-enlist on account of the small pay and peculiar conditions of the service. Cavalrymen receive $42 monthly and furnish their own horses and fodder, their clothes and subsistence. The force of 1,000 men has recently dwindled to 1,300, the best class of soldier material not applying for enlistment.

A fortnight ago President Palma sent a recommendation to the House of Representatives to increase the force to 3,000 and to make various changes affecting the pay and expenses of the men. No action has been taken thereon, and Congress is apparently on the eve of adjournment.

Co-incident with the depletion of the Rural Guard the Government is taking preventive measures against possible disturbance which are threatened by a few of the more radical of the claimants to pay as revolutionary soldiers.

General Rodriguez has increased his small force of guards at Havana. Señor Yero, the Secretary of the Interior, has summoned the governors of all the provinces to conferences at Havana to adopt means of maintaining public order in case of disturbances. The four guards at the Presidential Palace have been increased to eight. There are no signs of trouble, however, aside from a few speeches and letters of exaggerated tone.

The colonists, chiefly from Canada and Michigan, residing in the district near Holguin, where an American named Joseph E. Bradley was murdered by robbers June 30, have asked for more protection and other communities have made similar appeals.

FAILED CONCERN'S DIVIDEND.

Monmouth Trust and Safe Deposit Creditors to Get 20 Per Cent. at First.

Special to The New York Times.

ASBURY PARK, N. J., July 8.—Announcement is semi-officially made that a dividend of 20 per cent. will be paid soon to the depositors and creditors of the collapsed Monmouth Trust and Safe Deposit Company.

Receiver John E. Lanning says that the proposed dividend will be at least half of the amount that the depositors will receive, for not more than 40 per cent. of the total amount of claims will be realized. The company's affairs are in such a tangled condition that the receiver has had much difficulty in raising the $100,000 needed to pay the first dividend.

Lebaudy's Airship's Flights.

MANTES-SUR-SEINE, France, July 8.—M. Lebaudy's steerable balloon continues to make daily ascents. In the presence of the Scientific Committee of the Aero Club this morning the balloon was maneuvred over the park for half an hour with complete success, in spite of the fact that a strong wind was blowing.

Bulgaria's Pledge of Peace.

VIENNA, July 8.—As a result of urgent representations from Austria and Russia, Prince Ferdinand has given the strongest assurances that Bulgaria will make no further military preparations against Turkey.

SOZODONT

A PERFECT LIQUID DENTIFRICE FOR THE TEETH AND BREATH

25¢ EACH

SOZODONT TOOTH POWDER

WOLFE'S AROMATIC SCHIEDAM SCHNAPPS

BELONGS IN THE HOUSE

Good for everybody. A little taken at the beginning of a hot, depressing day prevents weariness and lassitude. A little at night quiets the nerves, induces sound sleep.

For the stomach, bowels, kidneys, it is a most effective MEDICINE; for the palate, a most delightful BEVERAGE.

Bottled for 75 years. Sold in original bottles only—2 sizes—druggists and grocers.

UDOLPHO WOLFE CO., 21 State Street, New York.

TAKEN TO EVANSVILLE

Negro Whose Crime Caused Riot to be Tried Guarded by Soldiers.

Funeral of Little Hazel Allman Held a Day Ahead of Time to Prevent Excitement.

EVANSVILLE, Ind., July 8.—Acting under orders of Judge Rasch, Sheriff Kratz left secretly this evening for the Indiana Reformatory at Jeffersonville to bring back Lee Brown, the wounded negro who killed Patrolman Massey last Friday. It was this killing and the desire of the mob to lynch Brown that precipitated the rioting here. Brown was quietly removed to Vincennes early Sunday morning, and from Vincennes to the State Prison at Jeffersonville for safekeeping. How Sheriff Kratz will bring the negro here and what hour he will arrive will be kept secret if possible.

The Sheriff took with him one deputy and Dr. Gilbert, who will try to prevent the negro from dying from the bullet in his lung. If the negro shall be successfully placed in the jail here, his trial for the killing of Patrolman Massey will be rushed through, and unless a change of venue shall be taken the troops will be held here until after the trial.

A venire of fifty names was drawn secretly this afternoon, from which an effort will be made to secure a jury. Court will appoint an attorney to defend him. Lawyers here think it will be difficult to secure an attorney, so intense is the feeling. The Court House and jail are still guarded night and day by the Martinsville and Evansville companies, the latter company being stationed inside the building. The trial of Brown will be held, according to present plans, with the streets guarded for a distance of one square in each direction from the Court House.

Five arrests were made to-day on Grand Jury indictments for the rioting Sunday night. Those under arrest are Richard Grosbeck, who was the Socialist candidate for City Clerk; A. P. Cardwell, a furniture merchant; J. T. Zeigler, William Trimble, and James Steele. All were released under bond. The Coroner heard evidence to-day on the shooting Monday night. He has not returned a verdict. There were no more deaths to-day. The three believed to be fatally shot are in about the same condition as yesterday, with the outcome uncertain.

There were two funerals of mob victims this afternoon. August Jordan and Hazel Allman were buried. The Allman funeral was held a day sooner than announced to prevent excitement.

The police authorities say that while many of those shot by the militia were reputable persons, who no doubt were drawn into the crowd from curiosity, two or three of those killed were disturbers and had caused the police trouble before. A revolver found on one of the dead bodies had three chambers that had been recently exploded.

A hardware firm whose store was emptied of arms by the mob inserted to-day the following advertisement in local newspapers:

"Warning.—If all guns, pistols, ammunition, &c., taken the night of July 5, be returned at once no questions will be asked. We have numbers of all guns, pistols, &c., taken and any one we find with them hereafter will be prosecuted to the full extent of the law."

Congo Government Cleared.

BRUSSELS, Belgium, July 8.—The debate in the Chamber of Deputies on the charges brought against the administration of the Congo Independent State ended to-day. The House, by 91 to 35 votes, passed the order of the day, expressing agreement with the Government and confidence in the moral development and prosperity of the Congo State under the direction of King Leopold.

Young Woman's Poison Draught Fatal.

The well-dressed young woman who was found on Tuesday evening suffering from the effects of carbolic acid poisoning under one of the arches of Washington Bridge, died yesterday in the J. Hood Wright Memorial Hospital. In her possession was a slip of paper bearing the words "Mr. E. Wilson, 1,916 Third Avenue, southwest corner of One Hundred and Sixth Street, Simpke's shoe store." The police made inquiries in the neighborhood indicated, but were unable to find any one knowing the young woman's identity.

Forged Joseph Czolgosz's Name.

LOS ANGELES, Cal., July 8.—Frank Y. Fritten of Cleveland, who forged the assumed name under which Joseph Czolgosz, brother of President McKinley's assassin, was traveling while in Los Angeles, was fined $250 in the United States District Court to-day. Fritten obtained $15 on a postal money order by forging Czolgosz's name.

Salvation Army Exhibit at Exposition.

CLEVELAND, July 8.—The St. Louis Exposition management has offered Commander Booth-Tucker of the Salvation Army land for an army exhibit. One of the features of the army's exhibition will be a colony farm. Exhibits from every country on the globe will also be made. The army will erect a two-story exhibition building to be used as headquarters.

STORE CLOSES AT 5 O'CLOCK. SATURDAYS AT NOON.

Simpson Crawford Co.

SIXTH AVE. 19TH TO 20TH STREETS

THE KNACK OF COOKERY

AS ILLUSTRATED AT THE FOOD SHOW.

One of the newspaper folk who was here yesterday to see the show was stunned by the broad scope of it. She had heard of Food Shows and had attended others; but it was a revelation to her to be taught the preparation of dishes that only expert chefs understand, yet which are simple when understood.

This is but one feature of the Food Exhibit.

Besides the chefs from the city hotels, graduates of Mrs. Rorer's school give talks on cookery. Again, the entire sixth floor is dotted with booths where other demonstrations are conducted.

Music and mirth, too. The program tells the story.

Our invitation for you to be here as much and as often as you like is as broad as we can make it.

PROGRAM OF THIS WEEK'S EVENTS.

MUSIC:
The New York Ladies' Symphony Orchestra,
11 A. M. to 12:30 P. M.
and
2 P. M. to 4:30 P. M.

TALKS:
By CHEF SILVERBRAND,
From 2 P. M. to 3 P. M.

FOOD LECTURES:
By Mrs. Rorer's Graduates,
10:30 to 11:30 A. M.
2:00 P. M. to 3:00 P. M.

FRANK HOY'S MARIONETTES,
A Novel Entertainment for the Children,
10:30 A. M. to 11:30 A. M.,
1 P. M. to 2 P. M.
3 P. M. to 4 P. M.

ALSO
An Exhibition of the Famous DE FOREST SYSTEM OF WIRELESS TELEGRAPHY.
Visitors to the Food Show are privileged to experiment with this marvelous invention, by transmitting messages to whomever they wish—at another station.

TWO SILK SPECIALS

That Are Decidedly Extraordinary.

If you read our advertisements carefully, you must have observed we are always "doing something" in the silk store. Hardly a day but that some splendid offering is presented to you. You see, our silk business is enormous. We never stop at quantity if quality is right. And so it is you are offered such exceptional advantages as this one.

Black and White Checks, 55c., Real Value 75c.
Excellent dress quality; in a complete assortment of the very best patterns.

White Liberty Satins, 68c., Real Value $1.00.
A superior quality, full 23 inches wide; very desirable at the present time.

ROTUNDA.

BATHING COSTUMES

Ready for the Surf—To-day.

"Come on in—the water's fine," says the Prince of Pilsen. Surely, it is fine this weather. And here are the nattiest Bathing Suits your eyes ever rested upon. Costumes that have the call for favor amongst smart dressers at Newport, Narragansett and other resorts where style is a fine point—prices are away below the worth.

Women's Brilliantine Bathing Suits in black and blue, tucked waist with deep sailor collar.... $6.75
Women's Brilliantine Bathing Suits in black or blue, blouse with deep sailor collar trimmed with red braid.... $5.00
Misses' Brilliantine Shirt Waist Bathing Suits, in blue only, box pleated waist, a very pretty and serviceable costume.... $3.95
Women's Mohair Bathing Suits, in black and blue, white duck sailor collar and tie, trimmed with narrow black braid.... $3.50
Women's Mohair Bathing Suits, in black and blue, nattily trimmed with white braid.... $2.50
Misses' and Children's Mohair Bathing Suits, in blue only, round sailor collar, tab front, trimmed with narrow white braid.... $1.95

THIRD FLOOR.

MEN'S UNDERWEAR

Samples at Half Price.

We place on sale this morning 175 dozen importers' and manufacturers' samples of strictly high-grade Men's Underwear. They're the finest qualities that come from the loom, mostly of pure silk, silk and lisle and imported balbriggans; also fine lightweight pure wool, silk and wool or wool and cotton.

Included with them are the finest garments of the American Hosiery Co. in lisle thread and mercerized. There are medium weights as well as the thinnest ventilated kinds. We have divided them for quick selling into three assortments:

At $2.95, worth up to $6.00. | At $1.95, worth up to $4.00. | At 95c., worth up to $2.00.

Of no sort is there a complete assortment of sizes, but you will find all sizes of some sort in both shirts and drawers.

FIRST FLOOR.

BOYS' WASH SUITS

At Out-of-Season Prices.

If June had been as hot as July you would not have had this opportunity thrown in front of you. Boys' summer clothing that gives a speedy relief from heavy, cumbersome sorts. Suits, trousers, blousers and hats—all very specially priced. You'll not buy them for less this season.

One Hundred Sailor Suits in every desirable fabric, pretty design, in sizes 3 to 12 years; regular value $4.95 and $2.95 for to-day the prices are $1.95 and.... 95
Boys' Wash Trousers, splendid assortment, worth almost double, to-day.... 25
K. & E. Blousers, in white, 75c. sort.... 45
Young Men's Serge Suits, 14 to 19 years, fast colors Royal Blue, splendid trimmings, in the most fashionable cut, regular $10.00 value, at.... $7.50
Boys' Straw Hats, five hundred stylish braids, were $1.00 and 75c., all sizes, for to-day.... 50

SECOND FLOOR.

Cremo

5¢

The Cigar You Never Tire of.

The cigar that never varies in price, quality or aroma.

Sold here, there and everywhere.

The Largest Selling Brand of Cigars in the World.

The Seal is the Smoker's Protection.

YESTERDAY'S FIRES.

(From 12 o'clock Tuesday night until 12 o'clock Wednesday night.)

1 A. M.—232 East One Hundred and Eighth Street; Louis Costello; damage, $50.

7:40 A. M.—250 Monroe Street; Bernard Cohen; damage trifling.

9 A. M.—951 First Avenue; owner unknown; damage slight.

11 A. M.—62 Sheriff Street; J. Heffenden; damage, $50.

11:30 A. M.—180 Eldridge Street; R. Newman; no damage.

1:30 P. M.—214 Broome Street; Ida Brandt; damage trifling.

2:20 P. M.—298 Delancey Street; R. Kagel; damage trifling.

4:30 P. M.—3,340 Third Avenue; A. Horn; damage, $200.

5:50 P. M.—124 Elizabeth Street; New York Files Company; damage trifling.

6:50 P. M.—157 West One Hundred and Eighth Street; owner unknown; damage, $10.

7:15 P. M.—194 Bowery; owner unknown; damage trifling.

8:10 P. M.—135 Orchard Street; Carl Souchild; damage trifling.

9:05 P. M.—222 East Fortieth Street; J. Taylor; damage, $50.

9:30 P. M.—237 East Ninety-fifth Street; Jacob Silverstein; damage trifling.

9:40 P. M.—Pier 44, North River; owner unknown; damage trifling.

9 P. M.—560 West Forty-second Street; Michael Rush; damage, $50.

LOSSES BY FIRE.

HORNELLSVILLE, N. Y., July 8.—The Hornellsville Foundry and the Seeber Flour Mill were destroyed by fire here to-day, involving a loss of $80,000.

SAN FRANCISCO, July 8.—The big carriage and wagon depository of Studebaker Bros., at Market and Tenth Streets, was destroyed by fire early to-day, causing a loss, estimated at $200,000, partly covered by insurance.

JAMESTOWN, N. Y., July 8.—The Waldmere Hotel, at Lakewood, one of the chief hotels on Lake Chautauqua, was damaged by fire this afternoon. The house had just been opened for the season. The loss is about $10,000, and repairs will be made without closing.

The Wanamaker Store

Store Opens at 8:30 A. M. and Closes at 5 P. M.
Closes Saturdays at Noon

The Wanamaker Store

Cool Silk Shirts From Paris

The man who wants the coolest and smartest looking shirt for hot weather wear is looking for just such shirts as these.

Made of Pongee silk, in the natural color, plaited fronts, with neckband or attached collar.

Price, $4.50 each.

Men's Furnishing Store, Broadway & Ninth st.

Small Lots of Men's Clothing

You don't care how few of a kind we have, if one just suits you.

We abhor broken stocks.

You'll notice your advantage, in picking up some of these:

Twenty-five pairs Men's Bicycle Trousers, at $4; worth $2.50 to $4.

Fifteen Men's Cloth Bicycle Coats, at $2, worth double.

Twenty Coats and Trousers of pure linen, at $2, worth $4.

Twenty Golf Coats of red flannel and serge, at $5, worth $8.50 to $12.

Odd Vests, in light-colored cheviots and black thibets and cheviots, at $1, worth double.

Washable Vests, slightly soiled, at $1.75, worth $2.50 to $4.

Blue serge Sack Suits at $8.50; $12 and $15.50 kinds.

Second floor, Fourth avenue.

Boys' Wash Suits

Cool Suits for hot days, at little prices that bring big returns for the investment.

Choose from these:

Sailor Blouse Suits of washable striped and checked galates; sizes 3 to 12 years. Worth $1.50; at 75c a suit.

Russian Blouse Suits of linen crash; military or sailor collars; sizes 2½ to 6 years. Worth $1.50; at $1.15 a suit.

Boys' Washable Trousers of striped and pin-checked materials; sizes 4 to 16 years, 25c a pair.

Second floor, Ninth street.

Women's Coats

For Traveling

The smartest garments come from Paris; and this word concerns the best looking and most practical traveling garments that Paris has sent us this year.

Full-length Coats of colored silk, with a lining of thinnest rubber possible—absolutely proof against rain or ocean mist.

Prices were $30 to $37.50; now $25.

Several advance styles of rain garments have arrived, and will interest people going away. They range in price from $10 to $25.

Second floor, Broadway.

Girls' Wash Dresses

Good news today of about two hundred dainty and serviceable dresses for girls of 6 to 12 years. They are made in guimpe and high-neck styles; of chambray, gingham, lawn and dimity. All are nicely trimmed. Values, $3 to $5. Today's price—

Two Dollars Each

Second floor, Ninth street.

Summer Gloves

For Women

You'll find just what you want here, as well as the sorts that fashion says you ought to want.

Here are suggestions:

Kayser Double-tip Silk Gloves, in black and white, at 50c, 75c and $1 a pair.

2-clasp Suede Lisle Gloves, in black and white; one or two clasps, at 25c a pair.

2-clasp Suede Lisle Gloves, in mouse, gray, white and black, at 50c and 75c a pair.

Long plain silk Gloves, elbow length, in black and white, at 75c, $1 and $1.25 a pair.

Long Silk Gloves, lace tops, at $1, $1.25, $1.50, $2, $2.50 and $3.25 a pair.

Dent's Trap'eal Gloves for women; kid palms and net backs; for riding and driving, in gray, tan, white and black, at $1.50 a pair.

Tenth street.

Men's Summer Shirts At 35c; Three for $1

Made of the short ends of printed madras used in dollar shirts. But these shirts are made full and comfortable in size; patterns are neat and desirable.

It is an operation that gives you the opportunity to secure well made, good-looking shirts at an almost ridiculously little price.

35c Each; 3 for $1

Ninth street aisle.

Sale of Men's Straw Hats

Lots of men were waiting for just such news as this—before buying a new straw hat. It means a chance to save *a third to one-half* on the price you'd ordinarily pay for hats of like quality.

Two price-groups—each containing Split and Sennit Straws, in all widths of brim and heights of crown:

$3 Straw Hats at $2

$2 Straw Hats at $1

Supply is plentiful; styles are the season's best; qualities are exactly as stated.

Our regular lines of Split and Sennit Straw Hats are most complete, also; and wide choice is offered at $1.50, $2, $2.50, $3 and $3.50.

Men's Hat Store, Annex, 770 Broadway.

A Spread of Handkerchiefs

Handkerchief selling in June was record-breaking. We intend to shove the record up a few notches higher during July. And, with such splendid offerings as these, of Men's and Women's Initial Handkerchiefs to act as a lever, it will be a simple operation. Pure Irish linen, liberal, special purchases, at these most attractive prices:

50c Half Dozen, worth 12½c Each

Women's Hand-embroidered Initial Handkerchiefs; unlaundered; or initialed, with embroidered wreath around letter; laundered.

75c Half Dozen, worth 20c Each

Women's Hand-embroidered Initial Handkerchiefs; sheer linen; with spray of flowers; unlaundered.

60c Half Dozen, worth 12½ Each

Men's Unlaundered Initial Linen Handkerchiefs.

75c Half Dozen, worth 25c Each

Men's Plain Hemstitched Initial Handkerchiefs; in all widths of hem; some hand-drawn; others, in finer quality, but with punched hemstitching.

75c Half Dozen, were 25c Each

Men's Colored Border Hemstitched Handkerchiefs; now at just half former prices.

Main Cross Aisle.

Summer Shoes That Cost Little

And remember that you get *good* shoes always, at WANAMAKER'S, no matter how little you pay.

Our Basement Store is crowded with splendid shoe values, and supplies practically every sort of cool Summer Shoes for men, women and children at far below the prices the shoes were made to sell for:

Men's Shoes at $1.00

Lace Shoes in kid and patent leather, with a few Oxfords; a lot of high class shoes, mostly in sizes 5 to 8.

Men's $3 White Shoes at $1.25

But only in the narrower widths; whiteduck Oxford and lace shoes, with welted leather soles; just right for tennis or yachting.

Rubber-soled Oxfords at 35c

Canvas Oxfords with rubber soles, sewed on; sizes 12, 13 and 1 for boys, and 6, 8 and 9 for men; in brown, black and white.

Women's Oxford Shoes at $1

Only 360 pairs, but none are worth less than $2; many of the smaller sizes are $3 qualities. Nearly all sizes to start with, but they won't last long.

Women's $2.75 Oxfords at $1.25

Kid and patent leather tips, medium extension soles.

Women's $2 Oxfords at $1.40

Kid tips, medium soles and military heels.

Basement.

Women's $2 Oxfords at $1.50

Kid with kid tips and medium-weight soles; neat spring heels.

Women's $2.50 Oxfords at $1.65

Fine grade kidskin with tips of either patent leather or kid; neat heels, thin flexible soles.

Women's $3 Oxfords at $1.80

Enameled calfskin with straight tips; medium toe-last; low heels; splendid for young women.

Boys' $1.50 Shoes at $1.10

Sturdy Casco calf lace shoes, with solid soles, low heels and broad toes.

Boys' $2 Shoes at $1.50

Satin calf lace shoes, with stout sewed soles; also some kidskin shoes in the lot.

Girls' $1.50 Shoes at $1

Black kidskin spring-heel shoes, lace and button; full round toes, with tips; sizes 11 to 2. Smaller sizes at 90c.

Girls' $1.50 Shoes at $1.20

Handsome spring-heel shoes, lace and button; made carefully on shapely lasts; sizes 11 to 2.

50c Silk Muslin At 12½c a Yard

This fabric, which today drops to this insignificant price, is woven of the very finest silk, on a warp of fine cotton; and printed in choice foulard designs and beautiful stripes in colors on white, and medallion floral stripes and scrolls on dainty colored grounds.

It is one of the choicest silk-and-cotton printed fabrics brought out this year; but a surplus of about twelve thousand yards is to be hurried away today at 12½c a yard, though the goods have sold previously this season at 50c a yard.

Rotunda facing Broadway.

White Shirt-waists

A most attractive group, fresh and crisp, of white lawn shirt-waists at a fetching price. Full fronts, plaits forming yoke; inlaid vest; or full front with cluster plaits and lace insertion; plaited back. Choose at

$1.75 Each

Main Floor, Cross Aisle.

A Lace Robe Wind-up

Our stock of Lace Robes has dwindled to about twenty, which we had rather see out of the way. Hence we have marked them

At Half Prices, or Less

for a quick clearance.

Not more than two of the robes bear the same price; and no two are alike. Included are robes of

White and Cream Lierre Lace, White and Black Crepe de Chine, White and Black Chiffon, Black and White Combination Chiffon, Black and Ecru Lace, Black Lace Net, spangled with gilt and silver sequins.

New prices—

$7.50 to $65 Each

Formerly $15 to $175

Main floor, Tenth street.

Wanamaker Grape Juice

Every home should have a good, thirst-quenching, stimulating, invigorating, healthful drink for these hot summer days.

Wanamaker Grape Juice provides exactly that. It is rich, pure and delicious.

Half Pints, 15c each; $1.75 a dozen.

Pints, 25c each; $2.75 a dozen.

Quarts, 50c each; $5 a dozen.

Basement.

Thin White Silks

The most delightful Silks for all sorts of summer use, are the plain white Habutai or Japanese silks. Light, thin, cool, serviceable, washable, little wonder that they are so popular, for both men's and women's wear.

These nineteen qualities we import direct, at quite a saving to our public:

27 inches wide—50c, 65c, 75c, 85c, $1, $1.15, $1.20, $1.35, $1.75, $2.50.

Yard-wide, 36 inches—58c, 65c, 75c, 85c, $1, $1.25, $1.35, $1.75c, $2.

The yard-wide qualities at 58c and 65c, and the 27-inch at 85c and $1, are extra fine and very much under-price.

Rotunda.

Stamped Linens

For Vacation Needleworkers

Tasteful, skillful fingered women always want plenty of fancy work for Summer's idle hours.

We have just secured a handsome collection of pieces of Stamped Linens which are worth a half more than the prices for which they are offered today.

The group includes centerpieces, tray covers, scarfs and table covers; some are hemstitched with drawn-work centers; some are plain hemstitched; all are stamped in various conventional and floral designs. Attractive decorations for the home:

24-inch Centerpieces, at 65c, 75c, 85c, 95c and $1.

18 x 27-inch Tray Covers, at 25c, 30c, 45c and 50c.

30 and 36-inch Table Covers, at 35c, 45c, 60c and $1.50.

18 x 45-inch Scarfs, at 35c, 45c.

18 x 54-inch Scarfs, at 50c, 70c and $1.

18 x 72-inch Scarfs, at $1.25 and $1.75.

Tenth street.

Pretty Neck Pieces, 25c

Women are by no means limited this year as to their neckwear—it's largely a question of taste. We've gathered a fine collection of pieces at 25c, that can be easily laundered. There are top collars, Ascot ties, four-in-hands and twice-around ties, stock collars and round collars; of lawn, organdy, madras and linen; in white, or pretty color-combinations. Among them are many kinds that clever buying enables us to price at a quarter to half below their value. All 25c each.

Broadway.

Babies' Coats and Caps

Reduced prices on several groups of summer Rockers, Coats, Caps and Bonnets, for the very little folks. Here they are:

At $1 to $10, worth $1.50 to $20

Pique Coats and Rockers, imported and domestic; trimmed with embroidery insertions and ruffle; or with various designs of hand-embroidery; sizes for 1 to 5 years.

At 15c to $3, worth 25c to $4

Lawn Caps, Bonnets and Hats; plain or handsomely trimmed with embroidery or lace insertion and ribbon; slightly mussed; sizes for 3 months to 5 years.

At $1 to $8, worth $1.25 to $10

Pique Baby-carriage Covers.

Second floor, Fourth avenue.

Pictures at $1

A dollar will go quite a long way towards brightening up the home, if you invest it in such pretty pictures as these.

Some are artotypes, framed in wood, without mats, 16 x 22 in.—in all sorts of attractive figure and landscape scenes. Easily worth $1.50 each.

Then there's a group of sporting posters, breezy, brightly colored, and just the thing for the walls of the summer cottage. Matted and framed, 16 x 20 in.

All $1 each. Fifth floor.

Good-bye, Summer Suits---

Charming Imported Sorts, for Women

Distinctively summer frocks, these, full of jaunty French airiness and just the costumes to wear on a summer morning or afternoon. All "wash" materials, of course—cottons, linens, crashes, canvas weaves, and so on, though we'd hesitate to recommend anything more radical than dry cleaning for the gowns.

Hardly two alike; presenting about every trick of style, and every latching color-combination imaginable.

Now the whole lot of them is priced at clear-cut figures, in these three groups:

At $7.50, worth $12 to $16.50

Blouse Dresses of piqué; black, blue, tan and white; with various color dots; prettily trimmed.

At $13.50, worth $25 and $28

Of linen, in white and tan; and of canvas weave materials; blouse and short coat styles; artistically trimmed with braid and lace; many with deep collars; stylish hanging skirts.

At $20, worth $35 to $45

Of linen, crash and cotton canvas; blouse and jaunty short coat styles; mostly made with cape effects; some have very handsome lace collars.

Second floor, Broadway.

Hot Weather Linens

If you ever want to be sure that your linens are *linen*, it is in summertime. A fuzzy table cloth takes away the appetite; a linty towel destroys half the pleasure of the bath. Yet many summer homes are supplied with part cotton "linens," for economy reasons.

How much better to take advantage of such prices as follow, and get *absolutely pure* linens:

TABLE CLOTHS

Dinner Cloths of the celebrated gold medal brand; all in one design. Tulip and scroll border on table; 2x2½ yds., $4.25 each, from $6; 2½x2½ yds., $8 each, from $10.50.

Same, 2½x3½ yards, $8.25 each, from $13.50. 2½x4 yards, $10.50 each, from $14.

Napkins to match, 27 in. square, $6.50 a dozen, from $9.25.

TABLE LINEN

Two splendid values at

50c a Yard

Old-fashioned loom damask table linen, heavy, sturdy, long-wearing kind; 58 in. wide; will wash white quickly.

Also Bleached Irish Damask, 67 in. wide, in handsome new designs. Both at 50c a yard.

NAPKINS

Bleached Irish Breakfast Napkins; 20x20 in., at $1.65 a dozen, from $1.85.

Bleached German Dinner Napkins; 22x22 in., at $2.50 a dozen, from $3.

Cottage Napkins, all hemmed, 14x14 in.; silver-bleached; extra good for wear; just right for fruit season too. Every thread pure linen. At 50c a dozen, from 65c.

TOWELS

Bleached Huckaback Towels of a sturdy Scotch make; hemmed ends; washed all ready for use; in three popular sizes:

17 x 33 in., 12½c each

18 x 37 in., 16c each

20 x 36 in., 20c each

TOWELING

Bleached Twilled Crash, broad red or blue border, heavy and extra serviceable quality, full 17 in. wide, at 12½c a yard.

Same crash in yard-long Towels, all hemmed ready for use, at 12½c each.

BED LINEN

Ruffled Pillow Covers, imported from Ireland, in four choice colorings, hand-embroidered and perfectly fast colors; made of fine lawn to button on pillows. 24x32 in., at $1.90 each, from $2.50.

FANCY LINENS

Bleached Tea Cloths, hemstitched all four sides, 36x36 in., at 65c each, from $1.10.

Hemstitched Damask Bureau Scarfs, with row of openwork just above hem all around; 20x45 in., at 65c, from $1.25.

Fourth avenue.

Lawn Dressing Sacques

You may pay as little as a dollar, as much as $25, for one of these summery dressing sacques of white lawn—probably the best sort there is to wear nowadays.

Some very pretty styles are priced at $1, $1.25, $1.50, $2 and $2.50. Plaits, insertions, embroidery and hemstitching play their part in the trimming—some are in the favorite kimona style.

Second floor, Tenth street.

Women's Thin Underwear

These be typical summer days—the sort that puts your underwear to a test for coolness and comfort. Does it fail? Try these—cool as you can get underwear:

At 25c each—Light-weight Isle finished Vests; low neck, short or no sleeves; or various styles, with pretty insertinated necks.

Extra size white cotton Vests; low necks, sleeveless; or knee-length cotton Drawers, in regular sizes.

At 50c each—Extra fine white silk-mixed or white Isle thread Vests—the latter with pretty crocheted necks. Also extra size Isle thread Vests, lace-trimmed.

Knee-length white Isle thread Drawers, plain or lace-trimmed, in regular and extra sizes.

At $1 each—Fine white cotton or Isle thread Union Suits; low or high necks; perfect-fitting suits, prettily trimmed and finished.

Broadway.

Women's Seashore Hats

Light, cool, becoming hats in piqué, duck, linen and grass-cloth; keep off the sun and glare admirably. Plain, at 75c; with simple trimmings, at $1.25 to $3.

Also a group of Women's Straw Sailor Hats, in current styles; worth $1 each, at 50c.

Children's Untrimmed Flat Hats, in colored chip straw—navy blue, brown, and red; reduced from $1.95 and $1.50 to 75c each.

Second floor, Tenth street.

Good Books

For Vacation Reading

The publishers expected these books to bring much higher prices; but the surplus stocks came to us to distribute at these little prices. All are in the fine cloth bindings of the regular editions:

At 35c Each

Assanio. Alexandre Dumas.
Black. The Story of a Dog. Alexandre Dumas.
The War of Women. Dumas.
An Oklahoma Romance. Helen Churchill Candee.
A Bachelor Maid. Mrs. Burton Harrison.
Old Rowen's Legacy. Edwin Asa Dix.
Mistress Nell. Geo. C. Hazleton, Jr.
Arden Maestier. William Barry.
His Defense, and Other Stories. Harry Stillwell Edwards.
The Wizard's Knot. William Barry.
The Billy Stories. Eva Lovett.
Furious Times. David Dwight Wells.
Two Sides of a Question. May Sinclair.
Letters of Madame de Sevigné. Edited by Mrs. Hale.

At 30c Each

The Aristocrats. Atherton.
Daughter of the Vine. Atherton.
The Column. Charles Marriot.
The Catholic. A novel.
Harry Richmond. Meredith.
Beauty's Aide. The Countess C—
Our Common School System. Gail Hamilton.
The Screen. Paul Bourget.
The Pickle Wheel. Henry Thew Stephenson.
A Son of Austerity. George Knight.
A Heart of Flame. Charles Fleming Embree.
Cicero's Ethical Writings. Andrew P. Peabody.
Rosalynde's Lovers. Maurice Thompson.

At 25c Each

Tales of Dunstable Weir. Zack.
Concerning the Jones Family. Timothy Titcomb.
Cruise of the Cachelot. Frank T. Bullen.
Plain Talks. J. G. Holland.
Hours with Men and Books. William Mathews.
Pettipher's Wife. Sir Edwin Arnold.
Mirage. By Author of Kismet.
The World and Winslow. Edith H. Fowler.
Jefferson Wildrider. Elizabeth Glover.
Fortune's Tangled Skein. Jeanette H. Walworth.
Pastoles and Aspasia. Walter Savage Landor.
Monday Chats. C. A. Saint-Beuve.
On Trial. Zack.
Visits of Elizabeth. Elinor Glyn.
The Dissemblers. Thomas Cobb.
Tommy and Grizel. J. M. Barrie.
Giles Ingilby. W. E. Norris.

Of course we have splendid lists of Paper Covered Books, as well—for instance:

200 titles at 10c.
35 titles at 15c.
40 copyrighted titles at 25c.
125 copyrighted titles at 50c.

Book Store, Ninth street.

What Automobile?

If you want a large, luxurious tonneau, say the *Searchmont*, for it has no equal at or near its price—$2500.

If you want a Runabout, easy for a man or his wife to operate, and a safe, fast and reliable machine, choose the *Rambler*, which is a delight to every one who owns it. Price, $750.

We'll send either to you with a competent demonstrator, at any time you name; or you can see them at our Garage and Salesroom, 138-140 East 57th st.

Wanamaker-Wellington Typewriters

Writing always in sight.

Direct, easy action.

Working parts strong and durable.

Portable—if you are going away and want to take a machine along, the Wanamaker-Wellington is as easy to carry as a suit-case—just as flat, and smaller.

Best in every way.

Price, $60

Commercial Stationery Store, Annex.

July "Book News"

The best thing in the world to help you pick out books for your vacation. *Book News* has no axe to grind; it tells the honest opinion of the reviewer—and it reviews *all* books without regard to who is the publisher.

5c a copy; 50c a year.

Book Store, Ninth street.

Ice Cream

Easy to Make

First get a Twentieth Century Freezer. Mix your cream; pour it in the can; pack the ice—and your part of the work is done.

The Freezer does the rest.

You simply let it stand for about an hour while dinner is being prepared. When you're ready the ice cream is. And better frozen cream you never ate.

Prices, $1.25, $1.50, $1.75, $2.00.

Basement.

Kimono Wrappers, $1

Most women like these effective, comfortable wrappers in the Japanese style; particularly for summer wear.

Here are some pretty sorts at a low price—$1.

Of white lawn; yoke front and back, with border of dotted colored lawn; or neat stripes and figures, plaited front and back; sleeves finished with border of solid-colored lawn.

Second floor, Tenth street.

Mosquito Net Canopies

Seems to be a prolific year for mosquitoes. From everywhere comes the same sad tale of the busy little birds.

But what if they do disturb your lounging on the piazza during the evening? Here's immunity by night, when you really need it, in the shape of canopies for the bed:

The "Dixie" Canopy attaches to head-board of bed, and is easily adjusted; complete at $2.75 each.

The "Palace" Canopy—A large umbrella frame worked by a pulley from ceiling or floor standard; in three sizes: 90 x 108 in., $1.50; 108 x 120 in., $1.75; 108 x 132 in., $2.

Mosquito Netting by the piece, 9 yds. long, 66 in. wide; white, 45c and 65c; colored, 50c and 65c.

Third floor.

Formerly A. T. Stewart & Co.

JOHN WANAMAKER

Broadway, Fourth Avenue, Ninth and Tenth Streets

DEMANDED ARREST OF MR. JEROME'S ASSISTANT

Murphy-Gaffney Counsel Said Mr. Clarke Told "John Doe" Secrets.

Declared Mayor Low in Same Position as His Clients in Accepting Pier Lease as Columbia Trustee.

A protest against publicity was lodged with Justice Mayer of the Court of Special Sessions yesterday by James A. Deering, counsel for John J. Murphy and Alderman James H. Gaffney, in proceedings against them growing out of a lease on a pier which they obtained for the New York Contracting and Trucking Company from the Van Wyck Dock Board while they both were city officials.

When the two men were arraigned last week Mr. Deering contended that the facts in the complaint were not sufficient to constitute the crime charged, and argument on that point was made yesterday. Justice Mayer reserved decision and adjourned the hearing until Saturday, when both sides will submit briefs.

Before proceedings began Mr. Deering asked that Assistant District Attorney Clarke, who has been conducting the secret investigation on the Dock Board charges, be sworn as a witness and compelled to tell whether or not he was responsible for interviews purporting to have come from him which have appeared in the newspapers regarding the transactions of Murphy and Gaffney with the Van Wyck Dock Board, of which Murphy's brother, the present Tammany leader, was Secretary. Mr. Deering declared the interviews had been of a nature prejudicial to his clients, and that besides it was a felony for a public officer to disseminate information regarding testimony given at a secret inquiry of this kind. Mr. Deering demanded that if it should prove Mr. Clarke was guilty of giving the interviews, a warrant should be issued for his arrest.

Justice Mayer replied that he did not approve of the interviews, but that he could not take up Mr. Deering's charges at that time, whereupon the lawyer filed a protest, which was allowed to go on the record.

Mr. Deering argued that the section of the charter which his clients are charged with having violated could in no way be interpreted as barring city officials from owning stock in corporations operating under a city lease or franchise or doing business with the city. If it could, he said, a great many officials of the reform administration would be in positions similar to those of his clients. Mr. Deering had prepared a list of fifty officeholders who were interested in such corporations. The list was not read in court, but the names included those of Mayor Low, Borough President Cantor, Corporation Counsel Rives, Police Commissioner Greene, President Fornes of the Board of Aldermen, Tenement House Commissioner De Forest, and many others.

Mr. Deering, when asked in which corporations doing business with the city Mayor Low was interested, replied that he was a Trustee of Columbia University, which leased a pier from the city where it had a boathouse. He said Mayor Low was interested in four other institutions, all educational, which in some way were doing business with the City of New York.

Assistant District Attorney Clarke, in his reply, accused Mr. Deering of hair-splitting and overlooking the spirit of the law and the purpose for which it was enacted.

"Mr. Deering," he said, "has talked for two hours, but not once has he mentioned the purpose of the section, which was to forbid any member of the City Government—among them Councilmen and Aldermen—from being interested in any business transaction with the city.

"Will you hold," he continued, showing the papers of incorporation of the New York Contracting and Trucking Company, "that by such a small subterfuge as the filing of these papers, a Councilman and Alderman may take leases from the city without running the risk of being punished? These two defendants were President and Treasurer and Directors of the company, which was a very close corporation; in fact, it should have been called the Murphy-Gaffney Company instead of the New York Contracting and Trucking Company—"

Mr. Deering interrupted at this point and declared the statement unfair and unprofessional.

"I see by the way I am attacked for unprofessional conduct every time I open my mouth," retorted Mr. Clarke, "that I am not very far from being correct in my surmise."

Assistant District Attorney Clarke yesterday questioned Mrs. Florinda Burke, wife of Secretary Burke of the old Dock Board. Mrs. Burke admitted that she was interested in a bath privilege at the foot of West One Hundred and Forty-ninth Street, which ostensibly had been granted by the Van Wyck Board to one Thomas Monahan, on a ten-year lease with the privilege of renewal, at an annual rental of $300. She said she understood the lease was obtained through the influence of her husband, and that she had invested $7,500 in improving the property. She also identified Joseph Egan of West Twenty-ninth Street pier fame, whom she said she had employed as a clerk at $15 a week. Mrs. Burke, it is understood, testified that she never knew Egan to be interested in any pier leases.

Mr. Clarke said he was visited yesterday by a contractor who told him that he had been visited by representatives of the Van Wyck Dock Board, who told him that he could not expect to do business with the board without making proper arrangements, and that he had been compelled to promise to put two or three persons on his payroll at $1,000 a year.

Mr. Clarke said he had consulted experts and learned that piers had been leased, as a rule, by the old board at about 10 per cent. of what they really were worth.

ART NOTES.

Mr. Ambassador Choate's suggestion of a statue of Queen Victoria in Washington as a balance to a statue of George Washington in London will find more favorers in the United States than in England, and especially with American women. Whether it is that royalty appeals to women more than to men, or women are proud of Queen Victoria just because she was a woman, the fact remains that here was always and still remains a name to conjure with wherever there is a feminine audience in America. We are to have Frederick the Great in bronze, why not Queen Victoria? Frederick robbed Maria Theresa of lands she considered part of Austria; Victoria used her influence for peace when the governing classes in England were inclined to make war on the United States. There is no reason why we should not have a statue of a good Queen if any one desires to present us with it. But how can the British be expected to welcome the Great Rebel of 1776? They will not raise a monument to Oliver Cromwell because a worthless King was beheaded, and an attempt was made to run the country as a republic. One should not ask miracles of people wedded to the monarchical form of hero worship.

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That the fine arts should indicate as exactly as possible the tastes and stage of civilization of a people is one of the axioms governing man's study of mankind. The hunting scenes scratched on a walrus tusk represent the most exciting and important events in the life of Eskimos, and those hideous piles we call sky-scrapers represent the scramble for the dollar on the part of our own noble race. How exactly this axiom must apply is apparent when we reflect on the brownstone front still displaying its ugly sham in a thousand streets of New York. But Australia is giving us a famous example. According to The Sydney Referee thousands of citizens made pilgrimage to the grave of a pugilist, Peter Jackson by name, in order to see a monument in white Carrara unveiled. On the high pedestal, weighing ten tons, stands a lion and underneath is the quotation, "This Was a Man." Perhaps if the lion had been consulted he would have demurred, for, after all, no reasonable wild beast would care to have his name associated with men who bruise each other's faces for gate money, without other cause, without motives of jealousy or hatred—just for cash! The lion might have asked a change of the quotation to "This was less than a beast."

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Gordon Craig, the son of Ellen Terry, is showing his designs for stage scenes and costumes used in various plays, notably "The Vikings," "Much Ado About Nothing," and "Bethlehem."

NEW ALTMAN LAND LEASE.

Deal with Tonnele Estate for Property in Sixth Avenue Block Not Previously Controlled.

Benjamin Altman has leased from the Tonnele estate the three three-story buildings 289, 291, and 293 Sixth Avenue, northwest corner of Eighteenth Street, on a plot 65.4 by 78, the only part of the block front between Eighteenth and Nineteenth Streets not previously controlled by Mr. Altman. The lease is for a term of twenty-one years, but possession of the property from the present tenants cannot be had until 1906, at which time, it is understood, the Altman store will be extended over the property. In the absence of Mr. Altman from the city further particulars of the lease were not obtainable. At the offices of the Tonnele estate it was admitted that the transaction had been put through some time ago.

Mr. Altman's holdings, by ownership and lease, extend westerly to 139 West Nineteenth Street and to 147 West Eighteenth Street—a distance of between 400 and 500 feet on either thoroughfare. The southwest corner of Sixth Avenue and Nineteenth Street is Astor leasehold, but all the property in the side streets Mr. Altman has acquired from time to time by purchase.

WOULD CHECK PICNICKERS.

President's Cousin Leases Cove Neck Section, Next to Sagamore Hill.

OYSTER BAY, L. I., July 8.—A tract of seventy-nine acres at Cove Neck has been leased by the heirs of the estate of Daniel Smith to W. Emlen Roosevelt, cousin of President Roosevelt. This lease protects the Cove Neck section from a picnic resort. The Iron Steamboat Company has a lease on the Laurelton Hall property on Cold Spring Harbor. The steamboat company's lease expires with this year, and, liking the location, they set about to find shore front suitable for a new landing, as the Laurelton property has been sold. The Smith property was the only one available, and they began negotiations for it.

The property is bounded on the south by President Roosevelt's Sagamore Hill property and on the north by lands of W. Emlen Roosevelt, Albert Strauss, and Sally Hutchinson. It has only a few hundred feet of shore front, and is very hilly, extending well back inland. The lease gives the right to purchase, and it is said to be the intention of Mr. Roosevelt and others interested to purchase the land at once and develop the tract.

SHOE FIRM ASSIGNS.

Failure of Ara Cushman & Co. of Boston and Maine Believed to be Only Temporary.

BOSTON, July 8.—The Shoe and Leather Mercantile Agency of this city has announced the assignment of the large boot and shoe manufacturing company of Ara Cushman & Co. of 177 Lincoln Street, Boston, and Auburn, Me. The assignee is E. S. Paul, a merchant and bank Director of Auburn. The firm did a business of $1,250,000 per annum, and has liabilities estimated at between $400,000 and $500,000.

It was a Maine corporation, and stood high in the shoe industry. It was incorporated in 1889, and had a capital of $500,000. The assignment is attributed to the inability of the firm to secure sufficient bank accommodation. The head of the concern is Ara Cushman of Auburn, who is also President of the National Shoe and Leather Bank of that city, and interested in several large enterprises in Maine.

It is thought the assets of the company will eventually be found to be considerably in excess of the liabilities.

The assignment came as a surprise to Boston shoe men. At the Boston office it was said that the firm was confronted with a large bill, which up to last night it had hopes of finding the ways and means to meet. Last evening, however, it was decided that the best thing to do was to make an assignment.

The company expects to resume business in a few weeks.

MOSQUITOS' LATEST CRIME.

Cause an Epidemic of Dengue Fever in Hawaii and Court Has to Adjourn at Hilo.

HONOLULU, June 29.—Dengue fever continues to prevail in Honolulu, and in other districts of the islands. In Hilo, Judge Little adjourned court for a week owing to the amount of illness among jurors and others. The mosquito is held responsible for the transmission of the disease, which is similar to the grip.

PESTS TROUBLE SEABRIGHT.

Movement Under Way to Kill Mosquitos at Rumson Neck.

Special to The New York Times.

SEABRIGHT, N. J., July 8.—Not in many years have the cottagers and hotel guests of this resort been pestered so with mosquitos as they have since the opening of this season. The wet weather in June caused many to breed in all possible places, and the mosquitos have been ravenous and troublesome.

There are many low places on Rumson Neck, where water collects after a rain, and when wet weather is continuous these pools form perfect mosquito breeding places.

A committee of cottagers of Rumson Neck has been appointed to take charge of the work of exterminating the pests. They propose to carry out the work systematically. Contributions from the residents of that section of the township are being solicited, and it is expected $500 will be raised, which it is believed will be sufficient for this season's work.

MOSQUITOS PLAGUE MONTCLAIR.

Wealthy Residents Blamed for Increase of Poisonous Pests.

Special to The New York Times.

MONTCLAIR, N. J., July 8.—This town is just now suffering a mosquito plague. Rainy weather in June multiplied the pests by millions, and as a consequence Montclair people get little sleep. Some persons have been bitten so badly that their faces and bodies are covered with blotches.

Appeal has been made to the Board of Health and men are busy spraying the ponds with kerosene oil. Health Inspectors blame wealthy residents for much of the trouble, declaring that breeding places for mosquitos are maintained about many residences.

One hears many stories of experiences with these insects and illness here is traced to them. Certainly their stings are poisonous, for big red blotches come from their bites.

Dawes Opposes Fowler's Currency Plan.

ST. PAUL, July 8.—Charles G. Dawes of Chicago, ex-Controller of the Currency, in his address to the Bankers' Association here to-day, opposed at every point the views set forth yesterday by Representative Fowler. Mr. Dawes combated the asset currency plan of Mr. Fowler, and he said incidentally he was much opposed to the branch banking idea as it prevails in Canada and Europe.

More Gold Going Abroad.

Announcements of further shipments of gold to Europe were made yesterday. Lazard Frères will ship $1,000,000 and Baring, Magoun & Co. $500,000. It is understood that all this gold will go to Paris.

M. LINN BRUCE ACCEPTS

Will Succeed Morris as County Committee President.

Senator Platt Says Bruce is Not a Factional Candidate, and His Election Will Be Unanimous.

M. Linn Bruce has accepted the Presidency of the Republican County Committee, and will be elected to succeed Robert C. Morris at the meeting to be held Thursday night of next week. This information was given out yesterday by Senator Thomas C. Platt, and later confirmed by Mr. Bruce, who saw the Senator yesterday at the latter's office, at 49 Broadway. The election of Mr. Bruce will be effected at a special meeting of the committee, as the regular meetings are suspended during July and August, but the lawyer feels that if he is to take the position he should get in harness at once and do everything possible to get the affairs of the organization running smoothly before the campaign period arrives. In this Senator Platt agrees.

"When I first was approached in regard to the acceptance of the Presidency of the County Committee," said Mr. Bruce yesterday, "I protested against having my name considered, for the reason that I felt I did not have the endowments or necessary training for the position, nor could I afford to take from the practice of my profession, on which I am dependent, the time which the proper administration of the office required. But upon being urged by the leaders of the party, I have yielded to their judgment and have consented to accept the Presidency should the committee see fit to elect me."

Mr. Bruce declined to outline in any way what his policy would be in the committee, contenting himself with the statement that such an announcement at this time would be premature.

"I will have to look over the field carefully and become familiar both with my duties and with the general situation before I can discuss politics," was all he would say on that subject.

"It is a good thing for the organization that Mr. Bruce has accepted," was the comment of Senator Platt on the situation. "His election, I understand, will be unanimous, for he is not a factional candidate, and he will tend to promote harmony and good work in the committee. He will strengthen the organization, and I am heartily glad the affair is settled."

Among the rank and file of the organization there is an air of relief at the settlement of the situation, as decided difficulty has been experienced in securing a man to fill what George R. Sheldon termed "that old slough-hole" when the position was offered to him and when President Roosevelt called him to Washington to urge him to take the position.

As the story goes, the vacant Presidency became an object of a conundrum. Some weeks ago that after Mr. Sheldon turned down the proposition Senator Platt laughingly told the newspapermen if they would unite on a man he would support him for the place. One of the newspaper writers suggested Mr. Bruce, and the Senators said he was satisfied with him. The place was offered immediately, and now Mr. Bruce is to take up the reins.

DEVERY OPENS HEADQUARTERS.

He Commends Jerome's Investigation into the Old Dock Board's Acts.

William S. Devery opened his new Mayoralty headquarters last night at the northeast corner of Eighth Avenue and Twenty-eighth Street, paying his usual respects to the powers that be in Tammany Hall. There was a goodly crowd attracted by the event and Devery made his usual speech.

"Look at that old man over in Brooklyn, Hugh McLaughlin," Devery said, "and see what he's doin'. Why, that feller grafted green groceries and spring lamb through the fence of Prospect Park, stuff that belonged to the poor people, and he is as bad as any of them. The poor people of Brooklyn will never get a chance as long as McLaughlin is running the game there.

"I want to tell yer all that I am in this race for Mayor to stay. If Charlie Murphy and his gang over at Tammany can't keep me out. The people and Jerome is dead right gettin' after the dock business, and they'll make Sir Charlie squeal before they're done. Jerome is on the right tack there. Before I'm done you'll find I've got 75,000 names to my petition for Mayor, and they can't get me out of the race unless they carry me out on a shutter."

George Washington Gibbons and John J. Welch made speeches in which they united in the opinion that Devery, when he is elected Mayor, will by that act alone force himself in as leader of Tammany Hall and will at the same time force Murphy out. The headquarters which were opened take in the two floors over the saloon on the Eighth Avenue corner, and there of the work of the Mayoralty campaign for Devery will be conducted. It was said last night that Devery already has some 3,000 names to his nominating petition.

Gruber's Excursion Day.

This is the day when Col. Abraham Gruber and his followers of the Republican organization in the Twenty-first Assembly District celebrate. Three iron steamboats have been chartered—the Sirius, Taurus, and Cygnus—and preparations have been made to care for fully 7,000 persons. The excursion is scheduled to leave the foot of West Ninety-sixth Street at 9 o'clock this morning, and will go to Laurelton Grove, on the Sound. Various athletic sports, dancing, and outdoor amusements will occupy the time during the day, and before the return trip is made the Colonel will recite a poem which he has especially prepared for the occasion. It is entitled "The Kids Are on the 'Scursion."

NO "DISORDERLY PERSON" IN LAW.

Justice Maddox Discharges a Woman Committed by a Magistrate.

Justice Maddox, in the motion term of the Supreme Court, Brooklyn, yesterday, followed Justice Gaynor's ruling in which he declared that there is no warrant in law for commitment as a "disorderly person." He liberated Martha Clark, who has been confined in the Bedford Reformatory for Women and who had another year to serve.

The woman was arrested on June 11, 1901, while riding on a Staten Island trolley car and charged by the conductor with using profane language. She was tried in the Court of Special Sessions, Brooklyn, and Justice Keady, who presided, committed her to the Reformatory as a "disorderly person."

Thomas E. Hamil, a Brooklyn lawyer, became interested in the woman's case and sued out a writ of habeas corpus. In his argument yesterday he declared that there was no such thing in the Penal Code as a disorderly person. Justice Maddox agreed with him.

SWINDLING CASE IN NEWARK.

Alleged President of Speculating Concern is Arrested but Denies Knowledge of Its Operations.

Special to The New York Times.

NEWARK, N. J., July 8.—Daniel J. Ward, the alleged President of the Empire Securities Company, an alleged "get-rich-quick" concern, was arrested by Post Office Inspector James T. Cortelyou at his home, 405 South Twelfth Street, to-night, charged with the fraudulent use of the mails. Arthur M. Ross, General Manager of the concern, who was arrested last night, was held in default of $5,000 bail by United States Commissioner Whitehead to-day.

Ward was locked up at police headquarters pending an examination to-morrow. He said he had no knowledge that his name was being used by Ross until recently, when he ordered Ross to desist. He declared he had no connection with the concern beyond the receipt of some letters addressed to George Allen and Samuel E. McNabb, which he turned over to Ross. The letters were requests for information concerning the financial standing of the company.

Ward further said that he had never paid any money into the concern, but had loaned Ross $25, which was not repaid. The company had never held any meetings, he declared, and there were no Directors or officers that he ever knew about.

Many more complaints were received today from persons who have paid money into the concern.

NEW PUBLICATIONS. NEW PUBLICATIONS.

HARPERS

Ruskin's Letters

"Letters to M. G. and H. G."

By JOHN RUSKIN

These unpublished letters from Ruskin to young Mary Gladstone, the daughter of the Premier, show a strange susceptibility on the part of the great critic—a curious revelation.

Cloth, $1.25 net.

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FRANKLIN SQUARE, NEW YORK

You can "Get Around" the Sun with a few bottles of Hires Rootbeer

On a hot day nothing so cools, refreshes, and invigorates, as copious drafts of Hires Rootbeer. Keep it in the house, that all the family may share its delights; drink it at the club, restaurant, or summer resort—and be comfortable.

A package makes five gallons. Sold everywhere, or by mail for 25 cents.

Beware of imitations.

Patent Stopper Bottles for making Hires Rootbeer, $1, four dozen pints.

CHARLES E. HIRES CO., Malvern, Pa.

New York Office, 75 Park Place.

Some like it hot—Some like it cold

White Rose CEYLON TEA

If your grocer does not keep it, send us his name and address, and we will mail you a sample package free.

SHEMAN BROTHERS, 55 North Moore St., New York City.

Half Pound 30c. At Your Grocer's.

DECLINES TO BOARD COWS

Sheriff Balks at Dispossessing Croton Dam Dairymen.

Wants Guarantee Against Loss from Aqueduct Commission, and That Body Is in a Quandary.

Members of the Aqueduct Commission are in a quandary as to how they should instruct the Sheriff of Westchester County concerning serving dispossess notices on the farmers occupying the property in the Croton watershed that has been acquired by the city for the Croton dam and lake. The Sheriff yesterday called at the office of the commission, and absolutely declined to serve the notices on the Nelson Brothers, dairy farmers, and others of the section in question, until the Commissioners tell him how he is to care for the 2,000 or more head of cattle on the farms, and which he might be required to feed for an indefinite term.

The Nelson Brothers are among those against whom complaint has been made by the Merchants' Association because they have been occupying for six years, without paying rent, the property which the city took over in 1897, but which will not be flooded until the dam is complete. Meanwhile the Nelsons, like others, are using their old property for their own uses, and they have their cattle there.

All of these tenants have declined to pay rent to the city on the ground that they have not yet received their money for their lands and have declared they will not pay rent for their own property until the city pays them for it, at which time most of them have expressed a willingness to have rentals deducted from the awards.

The Commissioners on May 22 forwarded to the Sheriff of Westchester notices to be served on the tenants, ordering them to vacate the premises. When the Sheriff looked up the law, however, and found that if he dispossessed the tenants and dispersed their cattle he would be liable for the damages that occurred by reason of the allowing of the cattle to wander free, and that if this course was not pursued he would have to keep the cattle in his possession to await the result of legal action, he balked. Yesterday he told the Commissioners that if they would provide the fodder for the cattle during the time they would have to remain in his possession, he would take steps to dispossess the owners. If he is not guaranteed against loss in this respect, however, he will not move.

After much weighty consideration the Commissioners decided to pass the problem up to the office of the Corporation Counsel. The Corporation Counsel, it is understood, will seek by legal means to recover back rental from the Nelsons and other occupants of the land in question.

WILL NOT DROP COLER SUIT.

Interests Opposed to His Presidency Want Him to Turn Over Stock.

Notwithstanding the retirement of Bird S. Coler from the Presidency of the Guardian Trust Company, the suit which was brought against him about a month ago to compel him to keep his promises to resign and to turn over to the original founders of the company 1,700 shares of the stock will not be dropped. This statement was made yesterday by counsel for the complainants, Mr. Lydecker, who said that, the case being before the court, he could not discuss it further than to admit that he was counsel for certain persons who had been seeking to compel Mr. Coler to resign and to turn over certain stock to the original founders of the company.

The papers in the case have been served and have been before the court for a month.

BURGLAR BY PROFESSION

Weber Will Live to Stand Trial for Confessed Acts.

His Home Nearly Stripped of Furnishings When the Authorities Ceased to Claim Stolen Goods.

WHITE PLAINS, N. Y., July 8.—John Weber, the burglar arrested in New York Monday, who created excitement near the City Hall by escaping and who was recaptured and escaped again by leaping from the train bringing him here in custody of Constable Frank Wild, who ran him down, will recover from the injuries which he received when he leaped from the train. His head is not badly hurt and his most serious injury is the fracture of a couple of ribs. He is in the Jail hospital, and makes no concealment of the fact that he has been leading a dishonest life for years.

A large amount of stuff stolen from houses along the line of the Harlem Railroad has been recovered from his house in Chappaqua, where he and his wife and children live. Besides this the authorities have a large number of pawn tickets, and as much of this stuff as can be located will be seized. Many of the pawn tickets, however, are dated longer than a year ago, and the stuff has probably been sold.

When the authorities had ceased claiming stolen goods the little house where Weber lived had been practically stripped of everything it contained. Besides this stuff, which was in actual use, and that which was stored in closets and other hiding places, as well as that which was pawned, Weber admits that he sold outright at various times and places considerable of the booty he gained from his work as a burglar.

Weber has a fair education and had worked as a stenographer, and it would appear knows a little law. He says he made it a point never to enter a building if there was a person inside, and thus avoided danger of a more serious crime than burglary, which he confined to the lesser degrees.

The attendance of a family at some church or social affair or the visit of an entire family to a friend was the signal upon which he worked. He planned his burglaries ahead.

His parents, he says, lived in Louisville, Ky., and were in fair circumstances. He came to New York when he was about twenty years of age. That was about fifteen years ago. He had, he says, been brought up as a Roman Catholic, but joined the Salvation Army and became a convert, and usually attended the Methodist Church after leaving the Army. He left the Army when he was married some seven years ago, and for almost five years he and his wife, who is a good-looking Norkegian woman, got along fairly well. They were frugal, he says, and his story is borne out by his wife, and saved some money out of his wages.

One day he lost $500, the amount of their savings, and sought, he says, to recoup by playing the races. He lost regularly and poolrooms took all of his balance, most of his wages and all he could borrow. He was living in Unionville then, and ran into debt there as far as he could. Credit was finally denied him and his family was in want. His story is that he suddenly awoke to find that his wife and child were actually starving, and that to quickly relieve their distress he stole.

After that it was easy and he made a study of the business of a thief. He says he represented to his wife that he had secured a good position and succeeded in keeping her in ignorance of where his money came from. He says that for some time he was in a quandary how to account for his being out late at night, but finally represented that he was engaged with a moving picture machine company, and that made it easy to explain his absences to his wife and to his neighbors. He could thus remain at home days and go away nights. When he brought stolen furniture or ornaments home he accounted for it by saying he bought it at auction or at sales which he came upon in his rounds.

Mrs. Weber has sent her children to a relative of hers and will go to work to support herself and them. She was prostrated when she learned the truth about her husband and declared she was through with him, but now says she still believes in him and says she believes his story that he first stole to save her and their children from starving.

The District Attorney's office feels confident that Weber will be sent to prison for a long term. So many burglaries can be fastened upon him through the booty already recovered that even at the lowest degree and at a minimum sentence he could now be imprisoned, if convicted, for about seventeen years.

On Saturdays During July and August the Store Will Close at One o'Clock.

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At Liberally Reduced Prices.

Wash Suits, Sailor or Russian Blouse models of mercerized Chambray or Galates, in stripes, checks or plain colors, trimmed with braid and embroidered designs, sizes 2½ to 10 years. Value $1.25 and $1.95. At 95c

Also, a finer quality, mostly imported fabrics, hand embroidered. Values $2.75 and $3.50. At $1.75

Wash Suits, Norfolk models, with bloomer trousers, of plain or fancy striped pure linen or linen crash, as well as white or fancy striped duck, sizes 7 to 16 years. Values $3.75 to $4.50. At $2.75 and $3.50

Knee Trousers of blue checked Creole or striped Galates or Crash, sizes 3 to 16 years. At 25c

Laundered Blouses, with or without collar, of Oxford Madras or Mercerized Gingham, sizes 6 to 16 years. West Point blouses of same fabrics for smaller boys. Values $1.00 and $1.25 At 75c

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NEW YORK, THURSDAY, JULY 9, 1903.

OFFICES:

New York:
Publication Office.....41 Park Row
Marion Office.....183 West 125th Street
Fifth Avenue Bureau.....1364 Fifth Avenue
WASHINGTON.....Washington Post Building
PHILADELPHIA.....Public Ledger Sixth and Chestnut Streets
LONDON: The Times, Printing House Square, E.C.

Entered at the New York Post Office as second-class matter.

SUBSCRIPTION RATES:

BY MAIL, POSTAGE PAID.

DAILY, per Week	$0.12
DAILY AND SUNDAY, per Week	0.27
DAILY, per Month	0.50
DAILY AND SUNDAY, per Month	0.70
DAILY, per Year	6.00
DAILY AND SUNDAY, per Year	8.00
SUNDAY, with Magazine and Pictorial Supplements, per Year	2.50
THE NEW YORK TIMES SATURDAY REVIEW, per Year	1.00

For postage to foreign countries for daily and Sunday editions add $1.10 per month.

FOURTEEN PAGES.

Readers of The New York Times may have the Daily and Sunday Editions mailed to them at any part of the country at the rate of 75 cents per month. Orders may be sent through newsdealers, or directly to the Publication Office.

PRESIDENT LOUBET IN LONDON.

It is of good augury for the peace of nations and for human liberty and progress that the French people and their President should have warmly welcomed the King of England on his recent visit to their capital. The significance of that happy event is deepened by the cordial greeting now extended by King EDWARD VII. and the English people to President LOUBET of France. This is something more, a great deal more, than an exchange of visits of courtesy. The natural, the only, interpretation to be put upon the visits is that they represent a sincere attempt to bring the two nations into relations of such firm friendship as measurably to diminish the chances of misunderstanding. There have been misunderstandings in the past. The Lord Mayor of London alluded to them in proposing the health of President LOUBET. "But now," he said, "the two peoples clasp hands in friendship with a strong determination never again to allow the shadows to recur. If statesmen should be able to preclude forever the possibility of war between two peoples having so much in common, who could predict how far-reaching such an example would prove?"

In his reply President LOUBET extended to his host the cordial salutations of the French Nation and said that the French Republic could not forget "the part played by England in forwarding the triumph of her principles of freedom, which to-day are considered throughout the world an essential condition of all social development." In his later speech on landing at Dover President LOUBET declared that Great Britain and France not only have motives of interest for drawing nearer together and coming to an understanding, but "both of them have founded their prosperity on liberal institutions, and have a similar attachment to the maintenance of peace. Their accord is useful and profitable to themselves, and cannot be less so to the progress of civilization and the welfare of humanity."

Words more appropriate to the occasion he could not have uttered, nor any which would have given deeper satisfaction to the friends of peace the world over. There is absolutely no reason except lack of acquaintance, the defect of good understanding, why France and Great Britain should not live upon terms of most cordial friendship. Their interest, the happiness of their people, the furtherance of the liberal political ideas which have given birth respectively to their institutions and their Government, demand that they should be at peace, demand something more, even, than the maintenance of peaceful relations. Their relations should be those of warm friendship, out of which neither apparent conflict of remote interests nor the crafty permissions of other Powers having their own selfish ends to serve should ever be able to betray them.

President LOUBET's visit would have served a very good purpose if it had been attended by no other incident than the enticement of large numbers of Frenchmen to visit London. Englishmen go all the time to Paris and understand the French people very well. Frenchmen stay at home too much; in particular, they stay away from London too much. It is a good capital for them to visit. If more of them would go there the good understanding between the two nations of which the Lord Mayor and President LOUBET spoke would be immensely promoted. Having in view recent events it ought to be plain to the French people, as it evidently is to French statesmen, that their interests and their prosperity will be better served by drawing near to England than by drawing near to Rebecia, an autocratic and military Power, with which they have very little in common. On the other hand, the English people know very well, what they will, perhaps, be able to teach their statesmen and their sovereign, that their interests and their prosperity would be better served by a good understanding with republican France than by entanglements in the foreign adventures of Germany. The United States would view with great satisfaction a new dual alliance in Europe.

The pleasure with which Americans read of the attentions and the compliments paid to the European Squadron of our navy, now at Portsmouth under command of Admiral CORTON, is enhanced by the fact that this exchange of national greetings coincides with the meeting and the welcoming of the President of the French Republic in London. The three great nations of the earth in which liberal institutions have come to full development have either by happy accident or by wise intent chosen this time to make known to each other their mutual friendship and esteem. When bonds of interest and of amity draw Great Britain, France, and the United States closer together, the peace of the world is made more secure and liberal progress is better assured.

EDUCATIONAL ASSOCIATIONS.

The American Educational Association, which is now meeting in Boston, is the largest of a great number of such institutions, which although known in other countries are more common in the United States than elsewhere. Growing up in all sorts of ways partly from the American love of associations in general, there are now educational societies of various kinds following, with a sort of natural correspondence, the order of municipal, State, and National institution. So there are in the State of New York, for instance, various associations practically local, like the Schoolmasters' Association of New York and vicinity or the Hudson River Schoolmasters' Club. Then there are the State institutions like the University Convocation or the Associated Academic Principals. We have further the Association of Colleges and Preparatory Schools of the Middle States and Maryland and the similar bodies in New England and other parts of the country. And finally there is the National Association just mentioned.

President MACLEAN of the State University of Iowa, speaking last week at the University Convocation on the subject of educational unity in the United States, laid stress upon the efficacy of these institutions in bringing about what he rightly called a unity rather than a uniformity of educational practice. Thus the National Association appointed the Committee of Ten, which has greatly influenced all college preparatory work. The Middle States and Maryland started the College Entrance Examination Board. Many other things of the same sort have been managed, and in a country where every School Board is practically a law to itself for its own high school, and where every college, no matter how small, can conduct its courses and give its degrees just about as it pleases, it is only in such ways and by such bodies that things of this kind can be accomplished.

It is worth while to look at these bodies from this point of view. There can be little doubt that much of the talking and reading that goes on at such meetings is of very slight value. People who say that they do not go to them because they do not learn much have certainly a foundation, at least, of fact. There is further little doubt that many of the people who do go to such meetings do not go because of the strictly educational element. Some go for fun; either to see old friends or to make new ones, or simply for a pleasant trip. Some go on business, either to recommend themselves for positions, let us say, or to recommend what they have to sell. There is much chattering and chaffering at Boston this week as well as some solid wisdom.

Still, the net result of these associations undoubtedly tends to improve vastly schools which would otherwise get very little advantage from the advance of educational ideas. And that not merely in the definite ways just mentioned, by providing uniform machinery. In our country nothing can succeed which does not reckon with our individualistic way of doing things. We might have all sorts of uniform plans and boards, but there would be no real unity of action unless somehow we reached the Principal of the union school of the small town or even the transitory teacher of the district school at the country crossroads. As it is, these, in one way or another, get ideas from the meetings of the Educational Association and the other smaller bodies. When Dr. BURTON was elected President of Columbia University there were men and women in remote school districts of Texas and Oregon who were glad of it, because they knew of him and his ideas in the only way that they could have known of them.

Until recently college teachers have not, as a rule, paid much attention to these matters. Certain university men were prominent, but the average college professor was rarely even interested. These meetings are commonly pedagogical in their general character, and college men usually prefer the meetings of scholarly and scientific bodies, which the school teachers are not so apt to go to. It is probable that a change in this respect is taking place. And this we believe to be a good thing, for the time has passed when the college professor could imagine that his work had no especial connection with the work of the schools. It is no longer possible for a college professor to feel that he has done enough when he has set such an examination paper as he sees fit for the small percentage of students who have got far enough to take it. The college teacher, like any other, will gain from the educational meeting conspicuous which will give him a juster and better scholarship, because it will give him an idea of how the world is getting on and what the people in it are thinking of.

HONOR AND INTEREST.

Mr. WILLIAM NELSON CROMWELL, counsel of the New Panama Canal Company, expresses the opinion that the Republic of Colombia is morally bound to ratify the canal treaty. He gives these reasons for his opinion:

First, that Colombia had initiated the negotiations for the purchase of the canal by the United States, by proffering the treaty to this Government; second, through giving consent to the Panama Canal Company to sell its concession to the United States, and third, through consenting to the purchase of the canal by the United States.

Mr. CROMWELL would probably venture no prediction as to how the Congress of Colombia would view a moral obligation of this nature. The Spanish republics have sometimes been a little careless about their obligations, moral and otherwise. In this case it is presumably a question of interest rather than of honor that troubles the minds of the statesmen before whom the treaty now lies awaiting ratification or rejection. The opponents of ratification say that Colombia has made a bad bargain. She ought to have demanded and got more than $10,000,000 from us as the price of the concession. If they really believe that if suitably "held up" we should pay more than $10,000,000, we are very much afraid Mr. CROMWELL will be disappointed by their treatment of the moral obligation he thinks they have incurred.

A curious and, we hope, unfounded rumor is in circulation to the effect that Colombia will refuse to ratify the treaty and will adopt the simple policy of waiting until the concessions to the French company have expired, when all the rights and property of that company will revert to her. She will then say to us: "You agreed to pay $40,000,000 to the Frenchmen. Pay that sum to us, and the canal is yours. We will throw in the concession." On the face of it Colombia would appear to be in a position to make some $30,000,000 clear by this transaction. In reality, she would lose everything. Long before the concessions to the French company had expired we should have the Nicaragua Canal well under way. And if Colombia attempted to make a sale to some other Power, she would at once encounter the very serious obstacle of our refusal to permit the transfer.

STUDENTS IN THE HARVEST FIELD.

The undergraduates of the Eastern colleges and universities who are going, or have already gone, to Kansas and other far Western points to assist in harvesting the crops will have an instructive and beneficial experience. The call for labor was genuine enough, although it is fair to assume that it would not have been addressed to college boys if any other body of potential harvesters had been available. So far as appears, the decision of those who have elected to go West for this purpose is as honest as it is commendable. It will be for them an instructive and beneficial experience. It will bring them in touch with people and conditions concerning which every well-informed citizen should have some knowledge. It may also be assumed that these young men will be of use to the communities they visit in establishing new standards of refinement and inculcating more respect for the amenities than usually obtains among farm laborers. Their compensation, besides honestly earned money gained in a manly and honorable occupation, will be in hardened muscles, improved digestion, and an experience of life quite outside of anything within the usual horizon of the college boy, but from which a great deal may be learned of subsequent value in life, especially if those who have it cherish political ambitions.

The strenuous life of the harvest field is something of which no healthy boy need be afraid. It will be restful compared with the training which prepares for intercollegiate athletic contests. Its monotony is discouraging, no doubt, but to overcome the natural disinclination of the lover of excitement to remain faithful to duty even when it is monotonous has a distinctly educational and disciplinary value. Those who go harvesting in Summer will return to college work in the Autumn far better prepared for purposeful application to study than will those who sit around on the porches of hotels, napping in hammocks, and getting exercise, when they feel like it, in the ways provided for the vacation season. For those who must employ their Summer profitably harvesting is at once more manly and more profitable than waiting in Summer hotels or almost any other occupation which can be taken up temporarily between June and September. The fable of Antaeus has not lost its meaning.

MEDICAL JURIES IN MURDER CASES.

The New York Medical Journal publishes an editorial article over the signature of HAMILTON WILLIAMS which offers a new solution for the vexed problem of correcting the abuses that have sprung up around expert medical testimony in murder trials. What these abuses are is perhaps too well known to need explanation. The customary conflict of medical testimony in the courts is not edifying. It at most serves to confuse the issues involved and force the jury to the disagreeable and often difficult duty of deciding as to the intelligence and credibility of witnesses posing as experts, who, by the nature of their engagements, become partisans for the State or the defense, as may be. The remedy suggested in the article referred to is as follows:

The remedy lies in a medical jury of the first instance. Whenever the immediate physical cause of death is in dispute, issue should be joined by the people and the accused; that issue to be tried before a medical jury as an essential prerequisite.

The contentions of the people must be two: (1) The death of A was due to other than natural causes; (2) the death of A was due to ——

The contention of the defense must be one or other of the following: (1) The death was due to natural causes; or, (2) the death was due to ——, and as charged; or, (3) the death was due to causes unknown, and not as charged. It will be seen that further procedure must logically depend upon the findings.

In carrying out this plan it is suggested that a panel of, say, five hundred medical jurors should be struck at the beginning of each judicial year by the Judges of the Supreme Court, and from this panel juries for special cases should be drawn by ballot. It is assumed that this proceeding would do away with all "the tomfoolery of qualifying witnesses as experts," with nonsense talked by witnesses and by hair-splitting on the part of counsel. The whole matter would be perfectly clear to such a jury, and its decision would be merrant, however much the lawyers might try to involve the issues in contradictions and obscurity.

Exactly therein lies the danger of the plan. To try a man before a struck jury of physicians who would close their ears to the evidence and find their verdict on their own judgment of the relation between the charges of the indictment and the probabilities would no doubt save time. But it may be doubted that it would improve the practice of the courts, safeguard the rights of persons accused, or advance the cause of justice. The plan is impossible, and has a narrow escape from being absurd. The only practicable reform in the expert system which suggests itself is in which a change in the code of criminal procedure as shall require experts to be selected by agreement between the prosecuting officer and the counsel for the defense, or else leave their selection to the court. The duty of the expert should be simply to establish the truth, irrespective of which side may be helped or hurt thereby. With a struck medical jury all the machinery of trial might be dispensed with, and an indictment referred direct to them to be confirmed or dismissed in their verdict. This would simplify matters greatly, but somehow it would not exactly realise the existing legal concept of the rights of one on trial for his life.

PUSHCART PEDDLERS.

That is a very ill-advised demonstration of the pushcart peddlers against the reasonable and proper efforts of Commissioner WOODBURY to keep them off the streets and give them suitable accommodations in places which can be appropriated to their use. It tends to emphasize the growing conviction that New York has no use for pushcart peddlers, and that no more licenses for the prosecution of this business should be issued. Our streets are too narrow and too crowded to be appropriated by peddlers who set up their stands along the curb and violate the local ordinances until dislodged by the police. The pushcart in busy thoroughfares is a public nuisance, serving no good purpose, obstructing traffic, and increasing the burdens of the taxpayer by delaying and rendering more difficult the work of street cleaning.

By attracting attention to themselves the pushcart men are inadvertently focusing public opinion on the abuse of the hawking and peddling business. The decision of his Honor the Mayor to refuse every future application for the issue or renewal of a peddling license unless good reason for granting it shall be shown to an existing public necessity would be cordially approved by taxpayers and tradesmen of all classes.

TOPICS OF THE TIMES.

—Dissatisfied with the rather obvious explanation for Yale's recent victories at New London, which is that Yale had the better crews, Harvard is seeking, and apparently finding, consolation in the theory that the victories, being what may be expected whenever crews trained by a professional meet those that have only the teaching of amateurs, leave all the real glory to the defeated contestants. As The Harvard Bulletin puts it, "College sports are carried on for the purpose of benefiting the men who take part in them. If we can get all the good that should come from these contests and, in addition, win rather more than half of the events with Yale, well and good. But when it comes to deciding which is more to be desired, victory over Yale or the benefit of the Harvard men who take part in these contests and of the graduates who are interested, there should be no hesitation in choosing." And The Bulletin declares that there has been no hesitation, that those responsible for the conduct of Harvard athletics stand firm for graduate amateur coaching, and that life is worth living, even if Yale always wins. Of course there is sense as well as consolation in this view of the case, but its presentation is a little belated; it would have been more convincing before the races than it is after them. And, admitting, as everybody will, that skill in and knowledge of rowing are good things, it can fairly be asked why it is any worse to acquire them from a salaried professional of repute and competency than it is to sit at the feet of other salaried professionals, such as are the members of every college faculty. There is a difference, to be sure, between a professor who teaches Greek or Old Testament exegesis or international law and a paid teacher of boating, but the difference is not that the one is an amateur who works for glory and the other a professional who works for wages. And, as a matter of fact, amateur coaching does not necessarily lead to defeat on the water. The fastest mile ever rowed was made this Spring on the Harlem by the Dauntless crew, whose trainer was and is an amateur whose status has never been questioned.

—At Salt Lake City a special Grand Jury of which a majority of the members are Mormons has been investigating certain rumors that polygamy still exists in that part of the country, and it announces that the rumors are false—that they grew out of "innocent circumstances which in ordinary communities would have created no suspicion or scandal, but which, however, owing to a feature of our territorial history, have been seized upon and the crime assumed without evidence, much to the chagrin and injury of innocent citizens and greatly to the detriment of our State and its reputation throughout the Nation." Now, it cannot be called amazing, perhaps it cannot be described as even mildly surprising, that a Grand Jury of the composition of this one should have reached this conclusion as a result of its inquisition into the habits of the Mormon people. One need not accuse these jurymen of willful misrepresentation of the facts, however much one may believe that their presentation of the facts is more than a little crooked. There may be, for instance, some rather important differences between the Mormon and the Gentile definitions of polygamy, and then there is that ever-troublesome question of "plural marriages" contracted before the Mormon Church promised, under a compulsion it has never regarded as just, to be good and obey the law. With these and other opportunities for equivocation, the report of this jury may possibly be true in letter and false in spirit, and certainly it will carry no weight with anybody who did not want a report of exactly this sort. That it will help Mr. RUSH SMOOT toward the realization of his desire to sit in the United States Senate is hardly thinkable, since it is practically a plea of innocence, made by the defendant.

—All the bulletins issued by the Pope's doctors have been admirably intelligible and full of informing detail. This is as it should be in such a case, where public interest in the patient's condition from hour to hour is perfectly legitimate. When doctors who are treating a person of eminence put themselves on their dignity and refuse to explain either the malady or the treatment, it can safely be questioned if they are not more concerned for their own reputations than for the observance of "medical ethics." The doctor who preserves a careful silence does more than disappoint a curiosity he calls vulgar; he puts himself, his diagnosis and the remedial plan he follows beyond the reach of criticism. Which may or may not be the real explanation of his reticence.

Every letter intended for publication should contain the written signature and correct address of the writer. No attention is paid to anonymous communications.

"DAMS THAT FAIL."

To the Editor of The New York Times:

Your editorial on "Dams That Fail" in to-day's issue of THE TIMES is timely, and, in the main, sound.

The proposition that dams fail because they are not strong enough to withstand the work they are required to do is, of course, literally true, but a statement of the whole truth in a matter intelligible to the unprofessional public seems to require some amplification. Dams may be designed with ample strength to withstand the dead pressure (static pressure) to which they are subjected and yet may fail. It is a fact that very few dams fail because they were not built with sufficient strength to resist the pressure of the water against them. The most common causes of failure are the following:

1. The erosion or undermining of the structure by the water flowing and falling over the crest of the dam.

2. Insecure foundations.

3. Preventable injuries to the structure, as when miscreants burrow through dams, allowing a current of water to start through the structure, and rapidly enlarging the opening thus begun, to quickly destroy the dam.

The proper design of a dam must take these and many other possible conditions into account. It seems, therefore, worth while to call attention to the fact that the design of dams that will be safe is not simply a matter of computing the pressure and making the structure strong enough to resist that pressure. The prevalence of this idea in the public mind leads to the employment of incompetent incidental engineers to design and build dams, especially the smaller dams, among which failures more frequently occur. If it were generally realized that the design and construction of a dam is a complex matter, requiring a high degree of engineering knowledge, skill, and experience, competent engineers would be more generally employed for the purpose, and failures, accompanied by great disasters, would be less common.

The frequency and magnitude of these dam-failure disasters must suggest the necessity of some measures to avert them. Among such measures the one that promises the best results is a statutory requirement that the plans for every dam shall, before it is built, have the approval of competent technical authority. There might be a State board composed of reputable engineers, to whom the plans and specifications for every dam to be erected should be submitted, and their approval secured before the construction be authorized. The extent to which the public safety is involved would fully justify such action by the State. Substantially similar provision is made for safeguarding the public in other matters; as, for instance, in our building laws, and the sewerage commissions of many States.

New York, July 7, 1903. S. W.

THE TIMES'S NEW BUILDING.

From The Amsterdam (N. Y.) Recorder.

THE NEW YORK TIMES'S new building is to be bounded by West Forty-second Street, Broadway, West Forty-third Street, and Seventh Avenue. It is to be ready for occupancy next April. The structure will have three stories below the street level, sixteen stories above ground, and a tower extending several stories skyward. The new subway trains will run through the basement, where the preserooms will be located, an arrangement which will greatly facilitate getting the edition on the trains. The editorial rooms will be in the tower.

From The Bay City Tribune.

THE NEW YORK TIMES is about to erect the tallest newspaper building in the world, 375 feet high, stories galore, all fitted up in modern fashion, a basement through which will run the electric railways traversing the island and a tower effect that takes the curse of ugliness from the architectural appearance hoodooing so many skyscrapers. It is pleasant to note the prosperity of brother newspaper men, and it adds to that pleasure when they consider the beautiful as well as useful in building.

From The Savannah Press.

THE NEW YORK TIMES has just made public the plans for its new building, to be erected at Forty-second Street and Broadway, New York. The new home of Ochs's paper is to be the second highest structure in New York and the most complete habitation of any newspaper in the metropolis. It is expected that it will be ready for occupancy in April of next year.

The main part of the structure is to be sixteen stories high, with a tower about fifty feet on a side on Forty-second Street, Broadway, and Seventh Avenue. The tower is to contain six floors, which, with the fifteenth, sixteenth, and ground floors and the basement, will be occupied by the newspaper. The rest will be let for offices.

NUGGETS.

The Finish.

"So the automobilist finished the race in a burst of speed?"

"No; only in a burst of the gasoline tank."—Cincinnati Commercial Tribune.

Greek Fire.

Demetrius Kakapoulous,
The grocer's errand boy,
Was bounced. He called a customer
One of the hot policy.
—Chicago Tribune.

Seeking Specifications.

"You are the light of my life!" he protested.

"Candle, kerosene, gas, or electric?" asked the practical girl, for well she knew that all lights are not held in the same esteem at the present time.—Chicago Tribune.

A Dangerous Item.

"I see that choice Bengal tigers have been marked down to $1,000 each."

"For goodness sake, don't let my wife read that paragraph! Here's my knife. Cut it out. If those tigers are on the bargain counter she'd want at least two."—Cleveland Plain Dealer.

Hopes.

Tess—It was Dr. Killiam who attended the late Mr. Oldgold, wasn't it?

Jess—Yes. He was called in only a few days before the old gentleman died. Why do you ask?

Tess—Old Mr. Roxley was taken slightly ill yesterday and his young wife sent for Dr. Killiam at once.—Philadelphia Press.

ROMANCE BOILED DOWN.

W. D. Nesbit in Chicago Tribune.

"O, the woman! O, the man!"
All the tales are ended, then.

Here a chapter; there a verse;
Now a page of thrills and throbs;
Here's a blessing; there a curse;
Lines of laughter; muffled sobs;
Prince and peasant; serf and Queen—
Yes, but read the lines between;
"O, the woman! O, the man!"
All the story's finished, then.

Frowning castle; raging tide;
Bones beneath the moon;
Sighing lover; blushing bride;
Revelry by night and noon;
Silk and cotton; rags and lace;
Yes, but thus the tale we trace:
"O, the women! O, the men!"
All the story's written, then.

Joy and heartbreak; plus and plot;
Laurel wreath and prison bars;
Pledges broken; vows forgot;
Peace and plenty; battle scars;
All of these make up romance;
Here we have it; at a glance;
"O, the women! O, the men!"
All the tales are told us, then.

MORALS AND MANNERS OF COLLEGE STUDENTS

Topic Considered at the National Educational Association.

President Harris of Amherst Says Athletics Promotes Morals—Address by President Tucker of Dartmouth and Bishop Galloway.

BOSTON, July 3.—The Department of Higher Education connected with the National Educational Association considered to-day the question, "Shall the University Concern Itself More Directly with the Morals and Manners of the Students?"

Presidents George Harris of Amherst, William J. Tucker of Dartmouth, W. F. Slocum of Colorado College, and the Rev. Thomas F. Gailor, Bishop of Tennessee, were the speakers. President Harris, in the course of his address, said:

"The college should concern itself with the morals and manners of students, but not, I think, directly by specific methods and devices. The college must make requirements as to studies, and, for the most, must trust to influence. Work itself is the best moral power.

"Athletics promotes morals. Should football, baseball, and field athletics cease, the moral tone of the college would be lowered. Sports come more and more upon a moral basis.

"There is more genuine religion in the college to-day than in any period of our history. Cant and pretense are not tolerated. Irrational doctrine is discarded. But faith, hope, love, and character are exalted. The college should encourage sane, healthy, trustful, God-loving and man-serving religion."

President Tucker said in part: "The American college or university stands for social advancement as well as for intellectual discipline. The university is that gateway through which democracy passes to the refinement of its strength.

"Scholarship is not the first end of college or even of the university. The common product of each is not the scholar by distinction, but the man who is fitted for the largest uses of society and the State. In view of these considerations it becomes a matter of "direct concern" for the college and university to take account of morals and manners.

"In carrying out this obligation constant stress must be laid upon the morality of work. We do not wish to produce any type of manhood in which honest work has no substantial place.

"I would urge with great emphasis the principle that nothing more can be expected from students either in morals or manners, but especially in manners, than is done for them or with them. If the college management is unbusinesslike, if the college buildings are without taste, if the whole social life is lacking in vigor or attractiveness, nothing more ought to be expected from students than careless and indifferent behavior."

Bishop Gailor said: "The universities of the country are the truest and surest nurseries of citizenship, and citizenship in its largest sense is rounded manhood.

"A university which does not concern itself directly and systematically with the morals and manners of its students fails to appreciate or discharge its duty to the country.

"When we come to consider more specifically what that moral development includes, I should say that the three virtues of honesty, purity, and reverence are the virtues that need most to be cultivated, because they are foundations of character and because they are not altogether encouraged by the conditions of modern life."

RATS CAUSED WOMEN INSPECTORS TO FLEE.

Report of Rescue League of Washington, D. C., Declares Men Failures as Cleaners.

Special to The New York Times.

WASHINGTON, July 8.—The Women's Rescue League has made a report to the Commissioners of the District of Columbia on sanitary inspection work which has been carried on voluntarily as a work of charity among the poor. The committee that framed the report takes the ground that Sanitary Inspectors in cities should either be all women, or, at least, there should be a number of women on the force. They insist that women see dirt and filth where men would pass it by without a word of challenge.

The league has investigated 248 homes, alleys, and cellars, and tells a frightful story of things seen and experienced. The report makes the bold declaration that "men are failures so far as enforcing cleanliness in the homes of the district is concerned. The District Commissioners should appoint women Sanitary Commissioners."

However, the report makes one dangerous admission. It states that everywhere the women Inspectors went they encountered rats. Rats were numerous, says the report. "The committee's experience with live rats was something frightful. In some instances the rats were jumping and snapping at us, in brazen defiance, and would stand and look at us seemingly fearless. We were often compelled to make a hasty retreat from the cellars, with rats gathered closely to us, leaving the rats in undisputed possession of the place."

LIKELY TO RATIFY TREATY.

Cuban Senate Will Probably Defeat Postponement of Naval Stations Convention.

HAVANA, July 8.—The Senate Committee has decided to submit a report recommending the postponement of the ratification of the naval stations treaty.

The indications are that it will be defeated and that the treaty will be ratified.

TEN CONTESTS FOR CONGRESS.

Two Democrats Fighting for Ninth Massachusetts District.

Special to The New York Times.

WASHINGTON, July 8.—There will be ten contests in the Fifty-eighth Congress. The officials in the Clerk's office expected a larger number, as the Congressional elections last year were held under the new apportionment law which increased the House membership from 357 to 386.

Among the contests that will come up next Fall is that of John A. Keliher against John Conry, from the Ninth District of Massachusetts. The Ninth is a Boston district, and is strongly Democratic. Both Keliher and Conry are Democrats, and Conry, who represented the district in the last Congress, made a speech just before adjournment in which he denounced the methods employed by Keliher to defeat him. This speech was afterward expunged from the Congressional Record, as the rules of the House prohibit discussion on the floor of a contest in the succeeding Congress.

The largest number of contests that has ever come to the House was in the Fifty-fourth Congress, when thirty-four seats were in dispute.

TROOPS WITHDRAW FROM CUBA.

Four Companies Taken Away, Which Leaves Only Four There.

WASHINGTON, July 8.—The Secretary of War has ordered the withdrawal from Cuba of four companies of coast artillery, the Eighteenth and Twenty-first, now at Cienfuegos, and the Twenty-third and Twenty-fourth, now at Havana; the Eighteenth Company to take station at Fort Schuyler, N. Y.; the Twenty-first at Fort Mott, N. J., and the Twenty-third and Twenty-fourth at Fort McKinley, Maine.

This discontinues the present post of Cienfuegos and leaves in Cuba the Seventeenth and Nineteenth Companies at Santiago and the Twentieth and Twenty-second at Havana, which latter companies will ultimately garrison the two projected coaling stations at Bahia Honda and Guantanamo.

DR. GUERNSEY HONORED.

New York Physician Celebrates His Eightieth Birthday Anniversary.

Special to The New York Times.

NEWBURG, N. Y., July 8.—Egbert Guernsey, M. D., LL. D., of New York, to-day became an octogenarian. He passed his eightieth birthday at his Summer residence, "Cedar Lawn," in Peekskill Landing, surrounded by many friends.

Dr. Guernsey has been continuously in practice since 1846, when he was graduated from New York University. He was the principal mover in the establishment of the Metropolitan Hospital, on Blackwell's Island, and was from its beginning yearly re-elected its President. He founded the Guernsey Maternity, formerly the Western Dispensary, was active in organizing Bellevue Hospital, the Middletown Insane Asylum and the Samaritan Hospital. For some years he has been editor of the Medical Times.

To-night a brilliant birthday party was held at his handsome estate here, many New York friends attending. The guests were:

Dr. Arthur L. Root,	Stonewall Jackson,
Dr. James R. Wood,	Mrs. Lyman Fiske,
Dr. Egbert G. Smith,	Miss Susan Wilson,
Dr. Wm. F. Mosher,	Miss Amelia C. Gaillard,
Dr. J. Henry Clark,	Mr. and Mrs. C. DeW. Rogers,
Dr. Mary E. Allison,	Miss Frances Rogers,
Dr. M. O. Terry,	Clarence Rogers, Jr.,
Dr. J. Edgar Hoffa,	Miss Alice Guernsey,
Dr. A. D. Wadsworth,	Miss Marion Bloomfield,
The Rev. H. F. Robson,	Miss Florence Guernsey.
Benjamin L. Wilson,	
Harrison G. Fiske,	

Many congratulatory letters and telegrams were received during the day.

OPPOSE OPIUM BILL.

Chinese Merchants and Evangelical Union Argue Against the Measure at Manila.

MANILA, July 8.—Representatives of the Chinese Chamber of Commerce and the Evangelical Union argued for six hours to-day in opposing the Opium bill at the public discussion of the measure on the occasion of its third reading. The Chinese advocated that there be no change in the present indiscriminate sale of opium, with additional Government supervision of its importation.

The Evangelical Union delegates argued the prohibition of the sale of opium, and alleged that the Chinese are tampering with the newspapers and raising a fund destined to be used in bringing about the defeat of the bill.

The object of the Opium bill is to create an opium monopoly in the archipelago and sell it to the highest bidder. It is based on the theory that it will restrict the use of the drug to Chinamen who have used it all their lives, and to prevent its indiscriminate sale to Americans and Filipinos, many of whom are falling victims to the use of opium. Sales of the drug are to be controlled by a concessionary, who may acquire the right to sell opium in the islands by bidding for the privilege every three years. There are provisions for licenses and control of the traffic.

A SCHOOL FOR CHOIR BOYS.

Will of Harriet Lane Johnston, Buchanan's Niece, Gives $300,000 to Found One.

Special to The New York Times.

WASHINGTON, July 8.—The will of Harriet Lane Johnston was filed for probate this afternoon. It contains a bequest of $300,000 to the corporation of the Protestant Episcopal Cathedral Foundation of the District of Columbia, which is to be known as the "Lane Johnston Fund" and is in memory of the sons of the testatrix. The sum of $150,000 is to be used for the erection of a building to be devoted to a school for boys. The remainder of the fund is to be used for maintaining the school. The wish is expressed by the testatrix that the school be conducted for the maintenance, education, and training of choir boys. To Johns Hopkins University is bequeathed the sum of $60,000 for the endowment of three scholarships to be awarded to poor youths.

Provision is made for the erection of a monument to President James Buchanan, who was the uncle of the testatrix, the sum of $100,000 being set apart for that purpose. The monument is to be erected at the birthplace of Buchanan, near Mercersburg, Penn. The collection of pictures and engravings possessed by Miss Johnston is left to the Corcoran Art Gallery.

Several other bequests are made, including a large sum for the Harriet Lane Home for Invalid Children of Baltimore.

METHODIST FORM OF WORSHIP.

Order of Service Adopted by Northern and Southern Representatives.

Special to The New York Times.

OCEAN GROVE, N. J., July 8.—A new form of public worship for the Methodists was adopted here to-day at a conference between representatives of the Methodist Episcopal Church and the Methodist Episcopal Church South. Bishop S. W. Merrill of Chicago was Chairman of the joint committee. The new form is as follows:

(Let all our services begin exactly at the time appointed and let all our people kneel in silent prayer on entering the sanctuary.)

I. Voluntary, instrumental or vocal.
II. Singing from the Common Hymnal, the people standing.
III. The Apostles' Creed, recited by all, still standing.
IV. Prayer, concluding with the Lord's Prayer, repeated audibly by all, both minister and people kneeling. (a)
V. Anthem or voluntary.
VI. Lesson from the Old Testament, which, if from the Psalms, may be read responsively. (b)
VII. The Gloria Patria.
VIII. Lesson from the New Testament.
IX. Notices, followed by the collection, during or after which an offertory may be rendered.
X. Singing from the Common Hymnal, the people standing.
XI. The sermon.
XII. Prayer, the people kneeling.
XIII. Singing from the Common Hymnal, the people standing. (The order of prayer and singing may be reversed.) (c)
XIV. Doxology and the Apostolic Benediction. (2d Cor., xiii., 14.)

(a) Let all our people be exhorted to kneel in prayer, keeping their faces toward the minister.
(b) In the afternoon or evening the lesson from the Old Testament may be omitted.
(c) An invitation to come to Christ, or to unite with the church, shall be given when this hymn is announced.

Methodists May Meet at Los Angeles.

LOS ANGELES, Cal., July 8.—The commission sent out by the Methodist Book Committee of New York to inspect the arrangements being made by the Los Angeles Methodists for holding the General Conference here next Spring has decided that everything is in favor of Los Angeles, and expect twenty thousand Methodists to visit Southern California during the Conference.

GEN. LONGSTREET ILL.

Will Have an Operation for Cancer Performed on Him.

MACON, Ga., July 8.—A Gainesville dispatch says that Gen. James Longstreet is dangerously ill and that physicians will perform an operation to-morrow for the removal of his left eye, destroyed by a cancer.

On account of his age, eighty-one years, the General may not be able to withstand the shock, though he has assented to the operation.

TO INDIANAPOLIS NEXT YEAR.

State Banking Superintendents' Convention Fixes Meeting Place.

BUFFALO, July 8.—The convention of the State Superintendents of Banking adjourned to-day. Indianapolis won the fight for the convention next year over St. Louis and other cities. Officers were elected as follows:

F. A. Timbertake, Augusta, Me., President; E. D. Kilburn, New York, Vice President; Marcus C. Bergh, Madison, Wis., Secretary and Treasurer.

Mr. Kilburn and Mr. Bergh read papers to-day, the first on "Wall Street Methods and Banking in New York," and the other on "The Supervision of Private Banks."

Mr. Miller Wins Mayoralty of Ithaca.

ITHACA, N. Y., July 8.—George W. Miller, whose election as Mayor of the City of Ithaca has been in the courts since last November, will to-morrow night be declared Mayor pursuant to an order issued by Justice Sewell at Binghamton. The contestants dropped their case, which was to have been heard in September, for the purpose of preventing any possible delay in the war of the city's paving and repaving bonds to buy the Ithaca water plant.

RUSSIAN CONFERENCE AT PORT ARTHUR

Supposed That War Questions Are Being Considered.

Proceedings Enveloped in Profound Secrecy—Russia Makes Several Important Moves in Manchuria.

MUKDEN, Manchuria, July 8—All the prominent Russian officials in China, Manchuria, and Korea are attending the conference at Port Arthur. Among them are Minister of War Kuropatkin, Admiral Alexieff, the Russian Ministers at Peking and Seoul, the political agents in China and Korea, including M. Pokotiloff, recently Russian financial representative at Peking; Gen. Dessino, the military agent in China, the civil and military officers at Mukden, Harbin, and Kirin, and the administrator of New-Chwang.

The proceedings at the conference are enveloped in profound secrecy. It is popularly supposed that the Russian officials are considering war questions. The foreign commercial officials at New-Chwang and Port Arthur believe that the possibility of war is increasing steadily. The Russian policy is believed to be to hold the present position in Manchuria, including New-Chwang, and to take no step to avert hostility with Japan, if it is assured that Japan will fight unaided. The war feeling among the Japanese in North China is intensifying.

The Russian civil administrator, with the Governor General of Niu-Chwang, has commenced the erection of a Government building designed to hold all Russian offices, including the telegraph and telephone departments, in the centre of the foreign settlement, partly on land ceded by the Chinese, according to the Russian explanation, and partly on the public square, about which the foreign Consulates are congregated. The residents of other nationalities are preparing to protest against this encroachment on the public square.

A Russian company yesterday completed the purchase of the river steam tug business heretofore controlled by a British company. This is regarded as an important step toward Russian control of the Liaho, as the new company is apparently acting in behalf of the Russian Government, Russia having but small commercial interests here. The British company had four boats, and the Russians have imported two more. All six vessels are armed and commanded by Russian officers. The crews are composed of soldiers.

SHANGHAI, July 6.—The American troop transportations are dead-locked, owing to the failure of the Chinese authorities at Peking to reply to the demand for the opening of Manchurian ports to trade.

RUSSIAN POLICE ARREST STUDENTS AT KISHINEFF.

Taken as They Were About to Enter Synagogue in Protest Against Massacre.

LONDON TIMES—NEW YORK TIMES Special Cablegram.

LONDON, July 8.—The correspondent of The Times at Vienna says that the Bucharest paper Adeverul prints the following from Kishineff:

"After the Summer holidays had begun in the Russian Universities Gymnasia numbers of students returned to Bessarabia from the large cities. A memorial service was held yesterday a week in the Kishineff Synagogue for the victims of the massacre. The students wishing to show their disapproval of the massacre decided to attend the Jewish service in a body. The entrance to the synagogue was surrounded by gendarmes and the students were taken to the police station under arrest, to be prosecuted for disturbing the public order."

RUSSIA'S MOVES IN KOREA.

They Have Excited Hostility in Japan—Cabinet Crisis at Tokio.

LONDON TIMES—NEW YORK TIMES Special Cablegram.

LONDON, July 9.—The correspondent of The Times at Tokio says that the Russians laid the cable between Antung and Yongampho without consulting Korea. Japan protested, since the convention between Japan and Korea binds Korea not to allow any foreign power telegraphic power interfering with Japan's vested interests.

Japan presses the opening of the Wiju River. Korea pleads Russian objection, and Japan has replied that the objection of Russia is irrelevant, since the decision lies solely with Korea.

The leading journals bitterly lament the Cabinet crisis as tending to create a false impression of the nation's mood with regard to its foreign policy, which is unanimously resolute. It is understood that the crisis is due to the interference of the elder statesmen who are hampering the Ministry and not sharing the responsibility.

FRANCE'S FINANCIAL CRISIS.

M. Merlou Says There Must Be Radical Reforms to Reduce Exhausting Armaments.

LONDON TIMES—NEW YORK TIMES Special Cablegram.

LONDON, July 9.—Parliamentary Deputy Merlou, an authority on finance, has been giving his views on the financial situation. He says that France is suffering from an overproduction, partly caused by the efforts made in connection with the exhibition of 1900. At the same time the expenditures of the Government have been constantly increasing. France has to maintain a huge military establishment, while Parliament is always voting additional money for social purposes. Minister of Finance Rouvier, M. Merlou said, had succeeded in striking a balance in the budget, but had warned Parliament that there were no more resources. M. Merlou said that it would be necessary to introduce radical reforms to reduce the exhausting armaments. Minister Rouvier's income tax scheme, he said, illustrates the proper principle of taxation, namely, that the poor cannot pay as much as the rich.

ENGLAND WANTS ROOSEVELT.

Would Give Him a Reception Which Would "Stagger the Imagination."

LONDON TIMES—NEW YORK TIMES Special Cablegram.

LONDON, July 9.—The Times, referring editorially to the remark of a Paris journal that there is no foreigner living except President Roosevelt who would be received in London with an enthusiasm equal to that shown for President Loubet, says:

"We unfortunately have no opportunity to show our feelings toward the American President, but if he did come here he would get a reception which might stagger the imagination even of a German critic. We have the American squadron, however, and though that does not give so much scope as would a visit from President Roosevelt, we venture to think that evidence will not be wanting of the depth of our sentiments of cordiality toward our American kinsmen."

TURKEY DISBANDS AUXILIARIES.

LONDON TIMES—NEW YORK TIMES Special Cablegram.

LONDON, July 9.—The correspondent of The Times at Constantinople says that orders have been given for the disbandment of the auxiliary troops at Kossovo and Vilayet and the formation of commissions to go to Adrianople and Vilayet to persuade the Bulgarians to stop emigrating and to give up their arms.

IRISH LAND BILL REPORTED TO THE HOUSE.

Indemnity to Trinity College, Dublin, for Sale of Lands—Enthusiasm at Close of Debate.

LONDON, July 9.—All the regular clauses of the Irish Land bill being adopted, the House of Commons today took up the newly proposed clauses, on the first of which the Government showed the smallest majority of the whole debate.

Irish Secretary Wyndham proposed appropriating $25,000 annually out of the development grant to indemnity Trinity College, Dublin, for any loss of income arising from the sale of land owned by the college. The new clause was vigorously opposed by the Nationalists, but after a long debate it was adopted by a Government majority of sixty-three.

A number of "private members" clauses were then submitted and discussed at length. Mr. Wyndham pleaded that the House complete the committee stage of the bill this evening, and all these clauses were then withdrawn.

Mr. Wyndham then moved an amendment to Schedule 1, providing for the payment to the landlords of a uniform bonus of 12 per cent. This was agreed to, although the Nationalists plainly intimated their intention of reopening the question on the report stage. The bill, as amended, then passed through the committee stage and was reported to the House amid cheers.

DOCUMENTS HELD UP.

French Gunboat Goes to Venezuela to Secure Papers Detained by Authorities.

PORT-OF-SPAIN, Trinidad, July 8.—The French gunboat Jouffroy passed here last night on her way to Ciudad Bolivar, Venezuela, which is in the hands of Revolutionists, to protect French interests and collect documents relating to claims arising from the revolution, the Post Office authorities at Ciudad Bolivar having detained them for over a months past in order to prevent them being presented to the mixed tribunal. The Jouffroy will also take necessary affidavits on board that vessel.

It is reported from Ciudad Bolivar that the Venezuelan Government forces yesterday captured three American steamers near Apure and that the revolutionists at Ciudad Bolivar have captured two American vessels.

An attack on Ciudad Bolivar is expected to take place to-morrow; but before attacking the city, Gen. Gomez will offer Gen. Rolando, commander of the revolutionists, the Presidentship of President Castro, the President of one of the States of Venezuela if Rolando will support the Venezuelan Government.

GREEK CABINET RESIGNS, CAUSING WILD DISORDER.

Cry of the Pyrgos Peasants Is "Monopoly or Death"—Destroy Railroad.

ATHENS, Greece, July 8.—The formal announcement in the Chamber to-day by Premier Theotokis of the resignation of the Cabinet, which was only formed ten days ago, was followed by a scene of the wildest disorder, during which the opposing Deputies exchanged blows and the galleries joined in the general uproar.

M. Theotokis, in announcing his resignation, violently attacked the Opposition, who, he said, fomented illusions among the masses which could not be realized without involving the Government in the most serious consequences. He added that the Government was confronted by a formidable upheaval of the whole people, and rather than use severe measures, which the maintenance of order demanded, the Cabinet had resigned. The storm broke as M. Theotokis concluded.

The President immediately suspended the sitting, and when later he attempted to reassemble the House he could not find a quorum, all the supporters of M. Delyannis, the former Premier and the Opposition leader, having accompanied him home amid intense rejoicing.

The resignation of the Theotokis Cabinet was hailed with joy throughout the country, but a solution of the crisis is awaited with considerable anxiety.

M. Ralli, the former Premier, has undertaken to form a Cabinet. He has asked for two days in which to consult his friends. It is understood that the new Cabinet will follow the policy of M. Delyannis.

Agitation regarding the current monopoly is daily growing most serious in Western Peloponnesus, at Moreas, south of the Isthmus of Corinth. The peasants in the neighborhood of Pyrgos are practically in revolt. They have destroyed the railway at several points, because they were prevented by troops from setting trains on which they wished to come to Athens and represent their views to the King in favor of granting a monopoly.

Many of the demonstrators at Pyrgos are armed. They are keeping up a continuous fusillade and are parading the town shouting "The monopoly or death," thereby voicing their belief that the granting of the monopoly is necessary to enable the currant growers to live.

VANDERBILT AND KAISER.

BERLIN, July 8.—The papers here today print accounts of the banquet which Cornelius Vanderbilt gave on board his steam yacht North Star at Travemunde, July 4, in celebration of Independence Day, and at which Emperor William and Prince Henry of Prussia were present.

When the banquet began the Emperor's yacht Hohenzollern fired a salute of twenty-one guns by order of the Emperor. The music was furnished by the local band of Travemunde, and included a number of American airs and also, at Mr. Vanderbilt's request, the "Song to Aegir," composed by the Emperor.

Several American steam yachts accompanied the Hohenzollern on her way to Norway.

AMERICAN WOMAN SENTENCED.

LONDON, July 8.—Minna Williams, a governess, who was arrested in New York and brought back from the United States on the charge of stealing jewelry and furs valued at $25,000 from her employer, Albert Reitlinger, a stock broker of London, was to-day sentenced to a year's penal servitude.

The prisoner confessed that she had disposed of $7,500 worth of the stolen property.

DELAWARE AND HUDSON ACQUIRES TWO ROADS.

Cooperstown and Charlotte Valley and Cooperstown and Susquehanna Valley Roads Absorbed.

Special to The New York Times.

ALBANY, July 8.—The Delaware and Hudson Company has completed the purchase of the capital stock of the Cooperstown and Charlotte Valley Railroad Company, amounting to $45,000. This transfer of all the assets of the Cooperstown and Charlotte Valley Road carries with it the long term lease of the Cooperstown and Susquehanna Valley Road between Cooperstown and the junction with the Delaware and Hudson, and thus conveys the property of both companies into the control of the Delaware and Hudson Company, by which they will hereafter be operated.

The Cooperstown and Susquehanna Valley is 19½ miles in length, running from Cooperstown to Charlotte Crossing. It is leased by the Cooperstown and Charlotte Valley, which is 8½ miles long, connecting Cooperstown and Davenport Centre. The gross earnings of the Cooperstown and Charlotte Valley last year were $36,000.

HONOR AMERICAN SAILORS

British Crowds Cheer Them and Portsmouth Entertains Them.

The Mayor Says the Visit is Proof of the President's Friendship for Great Britain.

LONDON, July 8.—Fifteen hundred American officers and men are being entertained at Portsmouth in various ways, including a luncheon at the Volunteer Rifle Hall, at which the Mayor presided. In toasting King Edward the Mayor said he believed His Majesty's efforts to promote friendship and good-will between Great Britain and other countries were fully appreciated by the United States. Toasting President Roosevelt, the Mayor said:

"He is held here in the highest esteem and regard. The President labors most assiduously to promote the welfare of the United States, and, further, is actuated by a sincere desire to strengthen the bonds of friendship and concord uniting the two countries. We, on this side of the Atlantic, sharing with you, representatives of the great nation across the seas, a common heritage and speaking the same language, honor your President for the grand work in which he is engaged, and which, we are persuaded, is not only conducive to the best interests of the United States and Great Britain, but must advance the cause of civilization, freedom, and justice the world over."

The final toast was to the United States Navy, in which the Mayor cordially welcomed the visit of the United States European Squadron to Portsmouth as being further proof of the friendly feeling of President Roosevelt.

United States Consul Skinn of Southampton responded to the toast of "The President of the United States" and Lieut. Commander Lucien Wood of the San Francisco responded to the toast of "The United States Navy." Altogether, 800 Americans were guests at the luncheon.

The procession to and from the hall was headed by the band of the Kearsarge, and the Americans were welcomed with immense enthusiasm by the assembled crowds.

The luncheon at the Rifle Hall was followed by a matinee performance of "The Lady Slavey" at the Theatre Royal, which was witnessed by large detachments from all the crews of the American squadron. After the play the visitors attended the unveiling by the Marchioness of a memorial statue to Queen Victoria.

The luncheon which the Pilgrims' Club will give to the American officers in London to-morrow will be one of the most interesting functions of their visit to England. Many of the prominent representative British and American officers have recently been seen together. All the navy and army officers will be in uniform. Vice Admiral Lord Charles Beresford will preside. On his right will be Rear Admiral Cotton and on his left Captain Prince Louis of Battenberg. The naval officers present will be the same as those who attended the state ball, and the others present will include Ambassador Choate, Capt. Charles H. Stockton, the United States Naval Attaché; Senators Gorman and Depew, Consul General Evans, Admiral Sir John Dalrymple Hay, Admiral Sir Michael Culme Seymour, Admiral Lord Charles Scott, Rear Admiral Sir James Bruce, Sir Berkeley Milne, Commodore of the royal yachts and the King's Aide de Camp; Archdeacon Sinclair, General Lord Grenfell, Lord George Hamilton, Mr. Whitelaw Reid, Mr. Perry Belmont, George T. Wilson of New York, Hanford McNickle of Chicago, and Louis Hay of Michigan.

Admiral Cotton has been instructed to detach the Kearsarge from his squadron in order that she may arrive at Frenchman's Bay, Me., on July 27, when the naval manoeuvres will begin. This action is regretted, as the Kearsarge is the feature of the naval representation in European waters, and it will be impossible to carry out the programme prepared in the manner desired. Admiral Cotton will shift his flag to the Chicago until the arrival of the Brooklyn.

WASHINGTON, July 8.—The Navy Department has decided to allow the European Squadron to remain abroad a week longer than was intended in English waters. Orders to-day were sent to Admiral Cotton to leave England in time to arrive at Lisbon on the 22d inst., which will involve his sailing on the 17th. The Kearsarge is authorized to remain in England until that date, when she will sail for Malmo to rejoin the North Atlantic Squadron. The Brooklyn has been directed to leave the Azores in time to arrive at Lisbon on the 22d.

NOTES OF THE THEATRES.

Oscar Hammerstein announces that he has paid $5,000 for the American rights to the mystery illusion "Aga," which has just ended a run at the Pavoptiecon, Berlin. This illusion will be seen in New York for the first time at the Paradise Roof Garden next Monday night. Otto Heinemann, the inventor of "Aga," has come to this country to present it. The production is said to be an exhibition of the definition of the laws of gravitation. A young woman, after being thrown into a trance, is made to float in the air as if she were lighter than air.

Miss Carroll McComas, daughter of Judge McComas of Los Angeles, Cal., is to take the part of Rosalba in "The Billionaire" next season. Now only seventeen years of age, Miss McComas made her début in 1900 as a vocalist, whistler, and dancer in an amateur performance in her native town.

George Ade arrived from Chicago yesterday. He and Henry W. Savage, with the author of "The Yankee Consul," Henry Blossom, Jr., went to Manhattan Beach to see "The Sultan of Sulu" last night.

TEXAS RAILROAD MERGER.

Believed to be Indicated in Election of C. R. Hudson as President of Aransas Pass Road.

Special to The New York Times.

AUSTIN, Texas, July 8.—The election of C. R. Hudson, General Manager of the Mexican Central Railroad, to the position of President of the San Antonio and Aransas Pass Railway Company is regarded here as a strong indication that the Rock Island-Frisco interests are in control of both the Mexican Central and the San Antonio and Aransas Pass properties, and that Mr. Hudson represents the new owners.

The Rock Island-Frisco people, the Mexican Central, at El Paso, and the President, B. F. Yoakum, and associates are building a new line of road from Sinton on the San Antonio and Aransas Pass to Brownsville, a distance of about sixty miles. The Mexican Central is building a direct line between the City of Mexico and the Port Tampico, and it will be extended north from Tampico to Matamoros, situated directly opposite Brownsville.

The H. Clay Pierce Syndicate, which owned the Mexican Central, was at one time largely interested in the Frisco, but according to current reports Mr. Pierce and associates disposed of their Frisco holdings some time ago.

RATE WAR THREATENED.

Special to The New York Times.

CHICAGO, July 8.—If the trouble regarding the form of interchangeable mileage ticket to be used by the Western roads is not settled at the meeting of the executive officers in this city to-morrow a serious passenger rate war is sure to ensue.

Notwithstanding the fact that all the lines running from Chicago and St. Louis to Kansas City and the Southwest have come out against the 2,000-mile interchangeable coupon ticket, the Chicago-St. Paul lines are determined to keep up the fight and adopt the new ticket.

Chairman MacLeod made the official announcement to-day that the proposition to substitute the coupon ticket for the credential form, which was submitted to the Western Passenger Association lines a few days ago, had been defeated, several of the roads among them the Gould lines, having voted against it.

A meeting of the Western Passenger Association convened soon after the receipt of the notice. Out of thirty Association roads only nine were represented at the meeting, and when the proposition was made to take independent action and put the new ticket in effect after Sept. 1 only seven voted unqualifiedly in favor of the proposition. These seven roads were the Northwestern, the St. Paul, the Burlington, the Great Western, Chicago, St. Paul, Minneapolis and Omaha, the Wisconsin Central, and the Illinois Central.

WHAT IS DOING IN SOCIETY.

All interest is now in the suburbs and the resorts. Each week brings around the dates of dances at the various out-of-town clubs. Miss Van Alen will be among those who are expected to arrive from Europe to-day, and probably will go direct to Newport. The Earl and Countess of Minto also are expected to arrive at that place and be the guests of Mr. and Mrs. Edward Wolcott.

Ogden Mills will open his Newport residence this week-end, and will have as guests Mr. and Mrs. Whitelaw Reid and Miss Reid. Mrs. Ogden Mills and the Misses Mills, who were to have sailed yesterday from England, will not arrive until next week.

The death of Mrs. William Brugiere places a large family contingent in mourning. She was the mother of Mrs. Alphonse Montant and of Thomas Morgan Brugiere. She was Miss Mary Morgan. The Brugiere and Morgan families are among the oldest in New York society, and are related to many of the fashionable set. The Brugiere have been notable as entertainers for more than a century. One of the first great masquerade balls in this city was given at the old Brugiere mansion somewhere near Bowling Green in the early part of the nineteenth century.

Col. and Mrs. John Jacob Astor expect to take short trips in the Nourmahal, which has just gone into commission. Col. Astor will have a party on board to-day.

Mr. and Mrs. H. McK. Twombly will close Florham to-morrow and go to Newport for the Summer.

The engagement has been announced of Miss Elizabeth Van Cortlandt Van Rensselaer, daughter of the late James Henry Van Rensselaer, to Charles Frederick Bond of this city.

George May, Senator W. A. Clark, Mr. and Mrs. Jefferson Clark, Mr. and Mrs. H. M. Thomas, and Mr. and Mrs. J. M. Varnum were booked on the Teutonic, which sailed yesterday for Liverpool. Baron Gerard, Mrs. William H. L. Lefferts, F. H. Gibson, Jr., John Wesley de May, and Mrs. D. Olyphant Vail were booked to sail on the Syndam.

Mr. and Mrs. Frederick Vanderbilt have left Newport and gone to Bar Harbor. They sailed on the Conqueror yesterday.

Miss Helen Morris is visiting Mr. and Mrs. George Crocker at Southampton, L. I.

Mrs. James H. Hoekman has taken rooms at the Meadow Club, Southampton, for a month. She afterward will go abroad.

Mr. and Mrs. Robert de Forest Tytus (Miss Grace Hanap) returned on Tuesday evening from a driving tour of 300 miles to Burlington, Vt., and will start to-day for the Tytus camp in the Adirondacks, which they will leave on Aug. 10 on their trip west to San Francisco, from which port they are to sail for Honolulu and the Far East. Their trip to Burlington was a delightful one, free from all mishaps.

Among the works of reference which have appeared recently is the Newport Social Index, a volume containing, not only the Summer addresses of those who spent the heated season of the year in Newport, Jamestown, Portsmouth, and Middletown, R. I., but also their Fall and permanent Winter addresses. There is also a complete list of the clubs, a full list of the Diplomatic Corps at Washington, the army and navy officers assigned to the forts and stations on Narragansett Bay, and the yachts in commission, together with the names of their owners and their permanent Winter addresses. It is issued by the Newport Social Index Company of Newport, is well bound in red and gold, and excellently printed.

THE NEWS OF NEWPORT.

Special to The New York Times.

NEWPORT, July 8.—To-day's arrivals among the cottagers included Mr. and Mrs. Richard Mortimer, who have leased the D'Hauteville cottage, on Bellevue Avenue, which they occupied last Summer, and Mrs. Brookholst Cutting and her son, William Cutting, Jr., who will be at their cottage, Westbath, for the Summer. Mrs. Cutting, on account of her son's illness, did not occupy their Newport cottage last year, but the improvement in Mr. Cutting's health warrants their return there this year.

Ex-Commodore Elbridge T. Gerry and family are expected to arrive to-night on the steam yacht Electra, which they boarded at New York immediately upon their arrival from Europe.

Clement A. Griscom's steam yacht Alvina arrived this afternoon from Oyster Bay, with Senator Mark A. Hanna, Mrs. Hanna, Miss Phelps of Indianapolis, Mr. and Mrs. George Griscom, and Miss Griscom as guests. Senator Hanna will make a short stay in Newport, sailing to Bar Harbor on the Alvina. Adjt. Gen. Henry C. Corbin is expected to join the party before the yacht sails for Bar Harbor.

Mrs. C. N. Beach of Hartford arrived here to-day to visit her daughter, Mrs. C. L. F. Robbins.

Mrs. Van Rensselaer Cruger, who has been visiting Mrs. James P. Kernochan and Mrs. P. F. Collier, is now the guest of Mrs. John E. Mason.

Miss Blight arrived from New York this afternoon accompanying Mrs. Harry Payne Thompson, and joined her sister, Miss Evelyn Blight, at the Blight cottage on Bellevue Avenue.

Mr. and Mrs. George S. Scott, who recently returned from Europe, arrived at their villa in Bellevue this evening.

Edward Fitzgerald of Providence is the guest of Mrs. John Carter Brown.

Col. and Mrs. Robert H. L. Goddard of Providence are guests of Mr. and Mrs. Robert I. Gammell.

Capt. and Mrs. Philip M. Lydig returned to-night from a visit to New York.

Mrs. F. W. Ralston, who returned from Europe on the Kaiser Wilhelm der Grosse, joined her husband, Capt. F. W. Ralston, United States Army, at Fort Adams.

C. C. Rose of the editorial staff of Town and Country is at the Casino.

F. Douglass Cochrane of Boston is the guest of Mr. and Mrs. Alfred G. Vanderbilt at Oakland Farm.

Mr. and Mrs. Harry Payne Whitney are expected at their villa on Bellevue Avenue to-morrow.

Willing Spencer, F. Douglass Cochrane, Nathan A. Taylor, Capt. Harrison Hall, United States Army, and Paymaster Albert R. Stevens, United States Navy, are registered at the Casino.

Reginald C. Bishop, William H. Sands, and T. Sanford Beatty have returned from New York.

Miss Annie Jennings's steam yacht Tuscarora arrived here to-day. Other steam yachts in the harbor are the Wanderer, the Josephine, the Sans Et Behr, the Alvina, and the Senator.

Miss Marie Pentz of Paris, Miss Saunders of California, Mr. and Mrs. Louis Muller of Baltimore, Mr. and Mrs. W. F. Robins of Kansas City, and Mr. and Mrs. Robert Potts of Washington are at the New Cliffs Hotel.

Mr. and Mrs. James J. Coogan and Jay Coogan arrived at Hartmann's to-day, and Mr. Coogan completed the purchase of "Whitehall." Mr. Coogan has already begun repairs to the house, which will be completed in about two weeks, when the family will arrive for the Summer.

Dinners were given to-night by Mrs. R. H. Gerry, Mrs. George E. De Forest, Mr. and Mrs. Baldwin and Mrs. Henry Clews, Mrs. Thomas Hill and Norman A. Hill of Baltimore, H. D. Brandyee and J. H. Hams of New York, S. M. Emlen, Mary Emlen Stokes, Mrs. Charles Watson, Mrs. Ephraim Brice, W. S. Waterman, Mrs. Thomas Blakey, and Mrs. R. L. Blakey of Philadelphia, Mr. and Mrs. Albert D. Lowe, Miss Valerie Fadelford, Mrs. E. G. Davis, Miss Ethel Clark, Miss Madeline Howard, Miss Loveridge Addison, and Mr. and Mrs. George R. Stetson of Washington, and Miss A. L. Case of Elmwood on the Hudson are registered at the Jamestown hotels.

Simpson—Mulle.

MOUNT VERNON, N. Y., July 8.—Miss Babette A. Mulle, the opera singer, was married to-night to City Controller James V. Simpson. The ceremony was performed at the home of the bride's sister, 225 Summit Place. The Rev. J. M. Taylor, rector of the Episcopal Church of the Ascension, officiated. The maid of honor was Miss Emma Mulle, a sister of the bride, and the best man was George Simpson, a brother of the bridegroom.

Shedd—Harwi.

Special to The New York Times.

ATCHISON, Kansas, July 8.—Miss Mabel Harwi of Atchison and Harrison F. Shedd of New York were married this evening. The bride is a daughter of A. J. Harwi. Miss Edith Harwi of Boston was maid of honor, and the best man was John G. Houston of Chicago.

HEWITT FUND IS $211,310

Memorial Committee Forwards That Amount to Mayor Low.

To Be Used in the Special Educational Work of Cooper Union—Large Individual Contributions.

W. R. Dodge, Chairman of the Abram S. Hewitt Memorial Fund Committee, appointed in January by the Mayor, yesterday sent to Mr. Low a check for $211,310, the amount so far subscribed. Accompanying the check, which was drawn by the firm of J. P. Morgan & Co., as Mr. Morgan had consented personally to act as the custodian of the fund, was a letter in which Mr. Dodge said that it was the desire of the committee that the Mayor turn this money over to the Trustees of Cooper Union, with the list of donors to the fund, and with the understanding that the money be used only for the special educational cause of the institution, and increased as the opportunity shall offer.

The Hewitt committee was the outgrowth of a proclamation by the Mayor on Jan. 19, setting forth that a committee of citizens should be formed for the purpose of framing a proper distribution to the memory of ex-Mayor Hewitt, especially in connection with Cooper Institute. In that proclamation the Mayor said that it was due solely to the efforts and energy of Mr. Hewitt that the ideas of Peter Cooper had been crystallized and put into practical effect.

In response to the appeal of the Mayor a committee was formed, consisting of W. R. Dodge, Andrew Carnegie, J. Pierpont Morgan, Morris K. Jesup, H. Fulton Cutting, Jacob H. Schiff, R. T. Wilson, John S. Kennedy, William C. Whitney, D. Ogden Mills, Wheeler H. Peckham, and Charles A. Schieren. A meeting was held on Feb. 11, and a call was issued for funds for the purpose. The list of contributors was published in the letter by Mr. Dodge, follows:

J. J. Stratton, Jr.	$10
W. R. Dodge	25,000
William N. Cohen	50
George Foster Peabody	50
William F. Beller	500
William H. Moore	1,000
Seth Low	1,000
D. Willis James	2,000
James Stillman	1,000
Joseph Seligman	1,000
Morris K. Jesup	5,000
Mrs. W. C. Schermerhorn	1,000
H. P. Robinson	5,000
Andrew Carnegie	25,000
Henry Phipps	10,000
W. H. Green	1,000
Jacob H. Schiff	10,000
John D. Rockefeller	50,000
George F. Baker	10,000
John D. Rockefeller	50,000
J. P. Morgan	25,000
Total	$211,310

It is the desire of Mayor Low and of Mr. Dodge also that additional contributions shall be received whenever offered, and these can be sent to J. P. Morgan & Co. in the name of Mr. Morgan personally, as he still remains the voluntary custodian of all the funds contributed for this purpose. All moneys received shall be used for the special education cause only, and will be expended under the direction of the trustees. It was regarded by the Mayor and the members of the committee that the memory of Mr. Hewitt could best be honored by such a course rather than the erection of any tablets or other memorials.

IN THE SHOPS.

A delightful cut-glass vinaigrette has the bottle in plain straight lines, tapering down to a point at the end. The top is in the form of a coronet set with jewels.

Lavender is one of the coolest colors that can be worn in the Summer. A pretty separate waist made in lawn of this color has a yoke in rather wide tucks, a stock set with deep cream lace, and long tie ends finished with the lace. A band of lace is set into the wristbands.

Inexpensive souvenirs of New York are small wine glasses and little steins or mugs in gilt, each with the words "New York" on the outside, and for only 50 cents each.

Ice glasses which are pretty are round and shallow, set upon slender stems in smaller flat glass dishes. They are decorated in colors with good effect. One style has the glass and dish each with a large petaled purple flower covering nearly the whole of the dish.

Another shows a design of red poppies of smaller size, but graceful in effect.

An ice cream dish that is almost heart shaped is flat and with a square, low-turned rim around the edge. The design is in long-stemmed fleur de lis. There are small dishes to match.

A beautiful small table lamp for electric light is made entirely of crystal. There is a long, slender standard, and the shade is small around, not more than five or six inches in diameter, tall and dome-shaped. There are cut-glass pendants around the edge.

A really beautiful fern dish is of metal, enameled in dark-green tones, low and round, with short, heavy feet. The irregular surface represents undulating waves, with a face of Neptune in the front and small designs of fishes at the sides. There is an inset vessel of tin, in which the ferns are set. The dish costs $10.

A screen they were exhibiting in one of the Japanese shops a little before the Fourth, and perhaps intended to appeal to the patriotism of all good Americans, had a design of eagles on it. It was a large fourfold screen, and an eagle almost life-size was embroidered on each fold. The birds appeared to be perching upon a screen of some kind fastened by a silken cord, these cords in different colors. The delightful color effect was distinctly Japanese.

Poster pictures have come into use with the introduction of the hunting and coaching prints and similar pictures which have come into vogue recently. Any kind of a simple picture put up in poster style, hung with rolls at the top and bottom and without frames.

A big, square black cat picture, one of the familiar kind, with the cats in black velvet, is mounted with a broad mat of a gouach-colored grass cloth, and that is hung without a frame.

A new miniature brooch in ivory has a frame which is an improvement upon the old style. There is a setting of leaves at the lower part of the miniature, and over the top is set a row of tiny pearls.

An all-copper jug with a cover is called a jacketed jug. It is copper on the outside, and has a space between this copper outside and an inner jug which holds the hot water, milk, or anything hot to be poured, and for which such a utensil can be used. The jug is made in this manner that the contents may be kept very hot.

When a large pear-shaped piece of coral is set as a pendant on a diamond necklace or in a ring in which the wide back is solid with diamonds, it has an exceptional value. These are the finest pieces of coral, not so different in appearance from the beautiful Nassau pink pearls, and they are costly.

Plans for New Chicago Theatre.

Special to The New York Times.

CHICAGO, July 8.—Indications are that Shubert Brothers will not build their proposed new theatre on the site of the Board of Trade property at 204-208 La Salle Street, as originally intended, but on the land occupied by the Imperial Building and the Kimball Hotel Building at 254-264 Clark Street. Negotiations for the acquisition of these properties under a long-term ground lease have been in progress for some time, and while obstacles are said to have arisen owing to large bonuses demanded by occupants having leases running two and three years, it is thought the deal will be closed.

THE PETITION TO RUSSIA.

Mr. Roosevelt Not Fully Decided on the Procedure.

OYSTER BAY, N. Y., July 8.—President Roosevelt and Secretary Hay concluded their conference at a late hour last night. The Secretary left Sagamore Hill shortly after 8 o'clock this morning and took the 8:58 train for New York, intending to proceed thence to Washington.

It is understood that the exact method of procedure relative to the Kishineff petitions to the Russian Government has not been determined. The petition itself has not been completed, and it can be said that the President deeply regrets the delay in placing the document in his hands.

Next week, probably on Tuesday, the President expects to have a conference at Sagamore Hill with three of the Jewish citizens who have promoted the idea of forwarding a petition to the Russian Government, Simon Wolf of Washington and Oscar S. Straus and Leon M. Loeb of New York will take luncheon with the President. It is expected that the petition, which has been revised carefully by its authors, will be handed to the President at that time. In any event the subject will be considered thoroughly.

It is understood that the Jewish citizens who have been insistent in their advocacy of the sending of the petition desire that matters relating to it should be considered entirely apart from the Manchurian question. This, it is pointed out by State Department officials, is scarcely possible, as the two matters are inseparably connected in the manifold ramifications of the United States diplomatic relations with Russia.

Whether the petition will be completed, will be sent immediately to the Russian Government, or whether the Russian foreign officials will be asked first whether it will receive such a presentation, has not been determined definitely. The result would be the same in effect, whether the one method were adopted or the other, as, naturally, Russia would be cognizant of the nature of the petition before the Government decided to accept or refused to receive it.

Ex-Gov. Murray Crane of Massachusetts is in Boston to-night. If President Roosevelt has arrived on the evening train from New York, and has gone to Oyster Bay, Governor Crane will proceed directly to Sagamore Hill. He is one of the intimate personal and political friends of the President, and was invited to come to Oyster Bay to consider some matters of concern to President Roosevelt.

MR. HAY IN WASHINGTON.

WASHINGTON, July 8.—Secretary Hay returned to Washington from Oyster Bay this afternoon looking much improved in health as a result of his short rest at Newport. The Secretary spent yesterday at Oyster Bay, but owing to the number of callers besides himself he did not secure such time as he required to confer with the President during the day, and was obliged to remain overnight. Such opportunity as appeared was devoted to a discussion of foreign affairs. It is stated that the President and his Secretary of State are in absolute accord upon everything that has been done in connection with the Kishineff petition, the Manchurian issue, and other important pending and open questions.

There has been no change of plan respecting the Jewish petition, so far as the general features are concerned. The President probably will take advantage of the opportunity afforded by the presentation to him of the completed petition in behalf of the Jews to confer with some of the leading Jews respecting the best method of future procedure, for it is not yet settled how this petition shall be placed before the Czar, nor whether it will be the attention that is drawn officially to its existence. Between now and the date of presentation of the petition, which is expected to be within a week, the State Department will outline a plan which probably will look either to the dispatch of the original petition to the United States Embassy at St. Petersburg for Mr. Riddle's treatment or an inquiry made from Washington by cable and without first dispatching the petition, as to whether or not it will be received.

GEN. J. VREELAND MOORE DEAD.

First Colonel of the Old Second New Jersey Regiment—Long in the National Guard.

HACKENSACK, N. J., July 8.—Brig. Gen. J. Vreeland Moore died yesterday at Leonia, in his seventy-ninth year. He had been ill about three weeks. He was the first Colonel of the old Second Regiment and had been active in National Guard affairs from 1860 until he retired in 1893.

He was Captain of the New Jersey Blues, First Regiment, Bergen Brigade, May 4, 1861; Captain of Company F, Second Battalion, Rifle Corps, Aug. 22, 1865; Captain Company A, Second Battalion, National Guard, April 14, 1869; Major Second Battalion, Oct. 2, 1872; Lieutenant Colonel, May 1, 1880; Colonel Second Regiment, June 15, 1882; appointed Brigadier General and retired, April 22, 1893.

DEATH OF MRS. S. A. LEWIS.

Recently Celebrated Golden Wedding—An Invalid for Many Years.

LONG BRANCH, N. J., July 8.—Mrs. Samuel A. Lewis of New York died at her Summer home in Phillips Avenue, Elberon, this morning. Mrs. Lewis and her husband celebrated the fiftieth anniversary of their wedding on June 9 last. Mr. Lewis was President of the New York Board of Aldermen in 1875, and was Acting Mayor in the absence of Mayor Wickham. He held various other public offices, and was an intimate friend of Roscoe Conkling, Chester A. Arthur, and other prominent men.

Mrs. Lewis had been an invalid for many years, and her husband retired from business and politics long ago so as to be able to devote his whole time to her.

DEATH LIST OF A DAY.

Herbert Beach Turner.

ENGLEWOOD, N. J., July 8.—Herbert Beach Turner of the New York law firm of Turner, Ralston & Horan, died in his home here to-day. He had been ill for the last two years. Mr. Turner was born in Cheshire, Conn., on Aug. 4, 1835. He was graduated from Columbia in 1855, and then studied law at the Albany Law School. On being admitted to the bar he established himself in New York. His father was the Rev. Dr. Samuel H. Turner, who was for many years a professor in the General Theological Seminary. Mr. Turner married a daughter of J. C. Floyd of Connecticut. She survives, as do one son and two daughters. Mr. Turner was a member of the Century, University, Church, and Reform Clubs, of the Bar Association of New York, and a member of several corporations. He was a Vestryman of Calvary Church of New York.

Obituary Notes.

A. F. Gault, President of the Dominion Cotton Company and the acknowledged cotton king of Canada, is dead at Montreal.

Herman Isaac Marks, aged fifty-three years, a retired merchant of 230 Stone Avenue, Brooklyn, expired suddenly Tuesday night at the Willoughby Hotel, Saratoga.

Mrs. Cornelius M. Fullerton died at Newburg, N. Y., Tuesday night, aged 87. She was the widow of Judge William Fullerton, who figured prominently in the Beecher trial.

Frederick Abbott, ex-Treasurer of the Wisconsin Central Railway Company, died of apoplexy at Milwaukee yesterday.

CHALLENGER WINS AGAIN

Defeats Shamrock I. Over 4 Minutes in 30-Mile Race.

New York's Underbody Has Fouled and She Will Be Drydocked to-day at Erie Basin.

Sir Thomas Lipton's fast Shamrock had another good race yesterday and the best kind of windward work so far on this side of the ocean. It was not however, a hard beat to windward, for the wind hauled after the turn and both boats were able to make the home mark in three tacks. For they had a good breeze, and the fleet blew as well as the crew. As on Monday, when the breeze was fresh and fairly steady, the old Shamrock did good work and held the new boat remarkably well. The results of these two trials in a good breeze would seem to indicate that when there is plenty of wind on the waters the new boat is not greatly superior to the old. In light weather, however, her superiority cannot be denied.

They started off from the Sandy Hook lightship a few minutes before noon for a fifteen-mile run to windward and a beat back. The wind blew west by south the course was laid west by north. The old boat was allowed to take the lead and the new boat crossed and passed her about half an hour after crossing the line. But she did not then gain on any way long beat. The wind freshened, however, as the old red lightship was crossed astern, and that fact may account for the old boat's good showing.

The big Cutter, which had gone ahead to lay the course, was anchored off Long Beach in plain sight of the big boat and its adjacent zone of outlyers. The challenger buffed around her about one-eighth of a mile ahead of the old boat, having sailed only 1 minute and 40 seconds in the fifteen-mile run. She had covered the distance in 1:22:41, while the old boat had occupied half hour.

The first beat consisted of a short stretch on the port tack by both boats, a slightly longer hitch to starboard, a long port tack, and another long starboard tack. About the time they went on the second port tack the wind hauled to west-northwest by nearly an eighth and enabled them to fetch the lightship on the succeeding starboard tack.

The first tack was made by the challenger in 4:20:30, and by the old boat in 3:07:30, so that the former gained 1 minute and 50 seconds. On the run out the old boat seemed to be the faster of the two, while on the beat back, taking into the straight line of the course, she covered it at the rate of seven and one-half knots, but really, however, sailed much faster, because in tacking she travelled considerably more than fifteen knots. The old boat showed good speed and throughout made the run out.

The following table shows the details of the race:

	Start.	Finish.	Time.
Shamrock I.	11:28:15	1:33:55	2:05:40
Shamrock III.	11:28:20	1:18:20	1:52:00

Shamrock III. won by 4:40.

The two Shamrocks left their moorings in the Horseshoe about 10:30, and the big sloop towed off the challenger, made of Egyptian cotton, hoisted like a bell head-sail, and worked down to the lightship to tempt the jaspers of the challenger's stock, was displayed for the first time on Tuesday, when lack of wind prevented a race. It is a very large sail and towers fully thirty feet above the topmast hoop, but it does not equal the largest of Nicholson's, which does thirty-five feet above the truck. But although it may lack something in size, it seems nothing to an appearance. It is a beautifully setting sail. Two battens are carried on the head to keep it from wrinkling.

The old boat broke out her gaffsail for the start of the race, and the big sail

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Best home trips from New York City via New York Central R. R.—Frontenac 4th Street. Cool breezes; 1,000 miles from Atlantic Ocean. Unsurpassed Summer climate. Boating, fishing, canoeing, tennis, golf links; no mosquitoes. Excellent orchestra. The hotel is justly entitled to the front rank of Summer hotels for comfort, convenience and modern appointments. NOW OPEN.
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BANKRUPTCY NOTICES.

UNITED STATES DISTRICT COURT FOR THE Southern District of New York.—GEORGE MANN, Bankrupt.
Notice is hereby given that George Mann, bankrupt, has filed his petition dated July 1st, 1903, praying for a discharge from all the debts of bankruptcy, and that all creditors and other persons have leave to attend at the hearing of said petition before the Hon. George Ben Holt, United States District Judge, in the United States Court House and Post Office Building, in the City and County of New York, on Wednesday, the 22d day of July, 1903, at 10:30 A. M., at which time and place they may, if they have, why the prayer of said petitioner should not be granted, and also at the examination of the bankrupt thereon.
WILLIAM ALLEN,
Referee in Bankruptcy.
New York, July 7th, 1903.

UNITED STATES DISTRICT COURT FOR THE Southern District of New York.—MORRIS BUSH, Bankrupt.
Notice is hereby given that Morris Bush, of Brooklyn, has filed his petition in the above-named district court, praying for a discharge from all his debts in bankruptcy, and that all creditors and other persons are allowed to attend at the hearing upon said petition before the Hon. George Ben Holt, United States District Judge, in the United States Court House and Post Office Building, in the City and County of New York, on Wednesday, July 22d, 1903, at 10:30 A. M., and then and there show cause if any they have why the prayer of said petitioner should not be granted and also attend the examination of the bankrupt thereon.
WILLIAM ALLEN,
Referee in Bankruptcy.
New York, July 7th, 1903.

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(TOBYHANNA POST OFFICE, PA.)
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Twin screw, fast, modern steamships, sail from Pier 47, foot Spring St., every week day at 3 P. M.
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Tours leave New York Feb. 2, March 2, 16, 30, Oct. 5, 15, 22. Illustrated programmes from TH. COOK & SON, 261 & 1186 Broadway, N. Y.

TRAVELERS' GUIDE—STEAMBOATS.

BOSTON AND POINTS IN NEW ENGLAND.
FALL RIVER LINE for Newport, Fall River, Boston and all Eastern and Northern Points. Steamers PRISCILLA and PURITAN. Orchestra on each. Leave Pier 19, N. R., foot of Warren St., daily, except Sundays, at 5 P. M.
PROVIDENCE LINE for Providence, Boston, North and East. Steamers PLYMOUTH and CONNECTICUT. Orchestra on each. Leave Pier 14, N. R., foot Market St., week days only, at 5 P. M.
STONINGTON LINE for Stonington, Watch Hill, Narragansett Pier, Boston and East. Steamers MAINE and RHODE ISLAND. Leave Pier 36, N. R., foot Spring St., week days only, 4 P. M.
NORWICH LINE for New London, Plum's Island, Black Island, Norwich, Worcester, Boston, North and East. Str. CITY OF LOWELL and CITY OF WORCESTER. Lve. Pier 40, N. R., ft. Chambers St., week days only, 5:30 P. M.
NEW HAVEN LINE for New Haven, Hartford, Springfield, and North. Week days Str. RICHARD PECK leaves Pier 40, N. R., ft. Beach St., 4 P. M. Sundays, Str. CHAUNCEY W. CHAPIN leaves Pier 40, N. R., 12 Midnight. Sundays Str. RICHARD PECK leaves Pier 40, N. R., 9:30 A. M., foot 21st St., N. R., 10:10 A. M. Ticket office, 306 Broadway, N. Y.
BRIDGEPORT LINE for Bridgeport, Danbury, Waterbury, Pittsfield and Berkshire Hills. Pier 31, N. R., ft. Great Market St.; West Street. Str. CITY OF BRIDGEPORT, 4 P. M. Sundays 9 P. M. Str. WM. H. PAYNE stops foot E. 31st St., 10 minutes after leaving Pier 31, N. R.
TICKETS AND STATEROOMS all lines at office, 306 Broadway, cor. Franklin St. Park Place, 5 Union Square, 205 Columbus Avenue, 275 W. 125th Street, 125 E. 125th Street, New York; 3 Court, 369 Fulton Street, 583 Broadway, Brooklyn, and at Piers.

Hudson River by Daylight.
Palatial Steamers "NEW YORK" and "ALBANY" of the Hudson River Day Line, fastest and finest river boats in the World.
Leave Brooklyn, Fulton St. (by Annex) 8:00 A. M.
" Desbrosses St. Pier ..... 8:40 "
" West 42d St. ..... 8:50 "
" West 129th St. ..... 9:20 "
Landing at Yonkers, West Point, Newburgh, Poughkeepsie, Kingston Point, Catskill, Hudson, and Albany. Daily, except Sunday. Special Tickets to Catskill Mts. resorts. Parlor cars, easy connections to all points East, North, and West. Through tickets and baggage checked at offices of N. Y. Transfer Co. Most delightful scenery on the Hudson. Stop-over privileges at Poughkeepsie returning on down boat.
Restaurant open 6 A. M. to 12 P. M. MUSIC.
STEAMER MARY POWELL
Leaving Desbrosses St. at 3:15 P. M. (Saturdays 1:45 P. M.) W. 42nd St. 3:30 P. M. (Saturdays 2 P. M.) 129th St. on Saturdays and Holidays only, 3:00 P. M. For Highland Falls, West Point, Cornwall, Newburgh, New Paltz, Hamburgh, Poughkeepsie, Esopus, Rondout and Kingston. Orchestra on steamer.

CATSKILL EVENING LINE.
For Catskill and Catskill Mountain Points, Hudson and the Berkshires. Connections and sightseeing. Steamer KAATERSKILL or ONTEORA every Tuesday, from Pier 43 N. R., ft. of W. 42d St., West 129th St. at 7 P. M.
Extra boat (ONTEORA) Saturdays, 1:30 P. M. Pier 43, 129 West 129th St. Catskill, Hudson by stages and Malden. Connections Catskill Mountain, Boston & Albany, and Albany & Hudson Railroads.
Special trains for Cairo, Palenville, Otis, Summit, Haines Falls, Tannersville.
Dining Rooms on Main Deck.
Descriptive Folder Mailed Free.

CENTRAL HUDSON BOATS
FOR POINTS ON THE HUDSON, POUGHKEEPSIE, and NEWBURGH, week days, Str. ALBANY, 4:00 P. M. Saturdays at 1:30 P. M. For NEW BURGH, CORNWALL, COLD SPRING, WEST POINT, week days, Str. NEW YORK, at 5:00 P. M. Saturdays at 3:00 P. M. W. 129th St., 10 P. M. For NEWBURGH, POUGHKEEPSIE, RAMBERGS, from Franklin St., 8:30 A. M.; W. 129th St., 10 A. M. For NEWBURGH, WISHNELLS, MILTON, MARLOW, CORNWALL, COLD SPRING, and WEST POINT, every day, including Sunday.
Saturdays only. Daily.
Parlor Car seats, $1 and 50c. Reservations extra.

TRAVELERS' GUIDE—STEAMBOATS.

JOY LINE ONLY $2.00 New York to Providence. First-Class Service.
Fare and dinner, steamer leaves New York daily, excepting Sunday, at 5 P. M., from foot East River, foot of Courtlandt St.
Passenger Ticket Office.

BLOCK ISLAND, ORIENT, GARDINER, FORT SHELTER ISLAND AND BIG HARBOR BOATS.
Leave Pier 34, N. R., foot Beach St., daily, except Sundays, 1:30 P. M. Saturdays, 1:30 P. M. Sundays, extra trip, 9 A. M. For GREENPORT AND BIG HARBOR.

HARTFORD LINE
Steamer leaves Pier 36 (new) daily, except Sundays, at 6 P. M. for Connecticut River landings, connecting for Springfield, Holyoke, Northfield, and New England points. Send for illustrated.

TRAVELERS' GUIDE—RAILROADS.

PENNSYLVANIA RAILROAD
STATIONS foot of West Twenty-third Street and Desbrosses and Cortlandt Streets.
(The leaving times from Desbrosses and Cortlandt Streets is five minutes later than that given below for Twenty-third Street Station, except where otherwise noted.)
7:55 A. M. FAST MAIL.—Parlor, Sleeping and Dining Cars for Chicago, Indianapolis and Louisville.
8:00 A. M. ST. LOUIS LIMITED.—Pullman Sleeping, Smoking and Observation Cars. Chicago, Indianapolis, St. Louis, Dining Car.
10:00 A. M. PENNSYLVANIA LIMITED.—Pullman Sleeping, Dining, Smoking and Observ

THE FINANCIAL MARKETS

Stocks dull and firm.

Money easy, 2@2½ per cent.

Among fifty stocks usually representative of the market the only one to move a point yesterday was Leather preferred, which advanced just 1. The forty-nine fractional changes were mostly advances, but they might equally well have been declines without signifying anything more regarding weakness than the actual advances signify regarding strength. Whoever wanted to sell had to make concessions, and whoever wanted to buy had to do the same, as the smallest difference among the few investment properties scantily dealt in amply showed. In the aggregate the business was for the smallest done in several years—as was erroneously thought—but excessive fickleness in tone made the day as nearly negligible as any day upon the Stock Exchange can be. Steel common was the only property to show a respectable total of sales. It advanced ¾, but closed below 30. In the bond market Standard Rope and Twine 6s received its record of Tuesday, opening at the lowest, 40, and closing at the highest, 60.

The news affecting prices generally maintained its recent favorable character. Money was easy; the weather oppressively hot, but just what Wall Street farmers like in the corn-ripening season; earnings so good that the despairing bears wondered if they could be honest. The most disquieting news was neglected, perhaps because it was too much to put two and two together. The strength in the foreign exchange market and the weakness in the domestic exchange market are parts of one whole, which does not gain in attractiveness by examination. Both prices are significant of debt paying at a time when moderate bank reserves make not a pleasant process. The exports of gold are not exchange operations, furnishing a supply of bills which limits the movement by depressing the market. It is not the amount of additional gold shipments announced yesterday which signifies so much as the continued strength of sterling. More gold will go unless something happens to break the exchange market. How much will go under such conditions is a matter of uncertainty. Possibly the apparent strength of sterling is fictitious, due to accumulation for the Panama payments.

The fall in domestic exchange signifies the same thing as the rise in foreign exchange. The interior will send us little currency under such conditions, and may begin its seasonal demand sooner than expected. It is easy to foresee what will happen to the banking surplus thus doubly depleted. Heretofore this season gold exports and currency receipts have offset each other opportunely. It ought to be a lesson to New York bankers who think it profits them to pay interior banks to allow them to swell the liabilities of the metropolitan correspondents—for deposits are liabilities and loans are assets. Yet, singular as it may seem, most commentators lament the excess of loans above deposits, that is, of assets above liabilities. The explanation of the apparent inconsistency is that it is unwise for banks to become too closely loaned up, and thus have their resources in an insufficiently liquid condition; or, in other words, to have an inadequate reserve. Banks in that condition cannot strengthen themselves by allowing their maturities to run off, but are compelled to call loans to meet demands for gold from abroad and currency for the interior. Calling loans always produces inconvenience and sometimes distress. It is said that an unusual proportion of loans are call loans. It may reassure the banks, but not without making borrowers shudder. Short memories recall times when loans were called in vain, and collateral could not be marketed. Yet bankers pay for deposits which are sent here in dull times, and withdrawn when activity recurs. Thus the interior makes the good money and the New York banks "carry the baby" in dull times.

Net changes in stocks of one-half of 1 per cent. or more were:

Stocks Advanced.

Adams Express	5	M., St. P. & S. S. M.	3½
Am. Smelting	3½	do pf	1
Canadian Pacific	1½	N. Y. Air Brake	3½
C., C., C. & St. L.	3	Pere Marquette	1½
Chi. G. W. pf	1	Pittsburg, C., C. & St. L.	1
C., C., C. & St. L.	1	Texas & Pacific	1
Del., L. & W.	2½	Third Avenue	1
Detroit United	1	Twin City	1
Erie	½	Ont. & Pac. Riv.	1½
Int. Paper	½	U. S. Pipe	1½
Missouri Pacific	½	U. S. Leather pf	1½

Stocks Declined.

Am. Express	½	Rep. Steel pf	½
Am. Locomotive	½	Stand. R. & T.	½
Am. Tobacco	½	U. S. Realty pf	1½
B., C. R. & N.	½	Va.-Car. Chem.	1½
C. & O.	½	Wheel. & L. E.	½
N. Y. Central	½		

Net changes in bond quotations of 1 per cent. or more were:

Bonds Advanced.

Kings Co. Elev. 1st	1	Louis. & Nash. col.	1
Stand. R. & T. 6s	1	C. & N.	1½

Bonds Declined.

Am. Cot. Oil 6s	1	Stand. R. & T. 6s	1½
Chi. Term. Tr. 4s	1½	Tol. S. & C. 1st w.	1
N. Y. Cent. gen. 3½s	1½	Div. 4s	2½
S. L. & S. W. con. 4s	1		

STOCK TRANSACTIONS.

	Shares.
July 8	392,630
To date this year	52,620,618
Corresponding date last year	39,920,891

BOND TRANSACTIONS.

July 8	$1,127,000
To date this year	$251,071,850
Corresponding date last year	$209,085,900

CALENDAR FOR TO-DAY.

BOOKS CLOSE

J. B. Stetson Co. common and preferred.
National Enameling Co. common and preferred.

ANNUAL MEETING.

George C. Flint Co.

FEATURES OF THE MARKET.

The professionals again yesterday had the market in their own hands, and they were able to do with it no more than they have been able to do for some days past. "Scalping" of a limited kind was the most and the best they could manage, with failure attending their every effort to attract the public. It can hardly be set out as true, however, that all the larger operators were idle during the day. They were noticed of the recent "bears" being yesterday given putting out an every favorable opportunity a line of stock—this in continuation of a policy begun by them over a week ago and quietly carried on ever since. The purpose is said to be to "get out" as big a line as possible, and then attack the market vigorously, relying upon the absence of any sustained buying power to prevent a sharp break during which prices may profitably be covered.

Of particular stocks in yesterday's market there is little to be said, because there was scarcely any movement of significance. Life insurance interests were said to be buying Lackawanna; short covering in a small way was reported in Copper; good crop news helped the Grangers; the Erie shares were heavy on the announcement that the dividend meeting is not to be held for two weeks; London (which during the day bought 8,000 shares on balance) started the upward movement in St. Paul and Union Pacific; New York Central was heavy on the report that a new stock issue will shortly be formally announced.

A NEW TRUST COMPANY FUNCTION.

The Mercantile Safe Deposit Company has recently closed an arrangement with the Equitable Trust Company, occupying adjoining offices in the Equitable Building, which will afford safeholders most valuable business facilities. By this arrangement out-of-town financial institutions, non-residents, or those leaving the city temporarily, may place their securities in vaults to which access can be had only by the joint action of an officer of the trust company and of the owner, in the absence of the owner, by the trust company and an officer of the safe deposit company. Thus the deposit, substitution, withdrawal, or sale of securities, and the collection of coupons or maturing obligations may be doubly safeguarded. The trust company will credit all moneys collected and allow interest thereon, and will also act as trustee, executor, guardian, administrator, agent. The value of such an arrangement will be readily appreciated, especially as it affords those availing themselves of it the privilege of consulting officers well trained in financial matters in reference to their business.

For special trust business only the regular or statutory fees will be required and for the services for attending to the opening of such safes no charge will be made additional to the usual one for the use of a safe.

THE MARKET'S DULLNESS.

Despite the decided dullness of yesterday's market, it was not, as many people supposed it was, the dullest day of the year. It was, however, with its total of 175,800 shares, the second dullest day, but only of the year, not since August, 1900. The dullest was on Friday last, when total transactions were but 105,045 shares.

As of the previous day, such business as there was was scored. Thought during the first hour it was trended in to the extent of 10,000 shares or more each, these five—Atchison, Missouri Pacific, Pennsylvania, Reading, and Steel—contributed one-half of the entire transactions. What it is recalled that both Pennsylvania and Reading are half stock, the day's dullness will more strikingly appear.

SENTIMENT LESS BULLISH.

While as yet it has not shown in stock market prices it is a fact that even in quarters where hopefulness was the order only a few days ago there is now a depressed feeling, with the belief growing that the action of the market and certain outside happenings suggest, if they do not positively indicate, that further liquidation must occur in the stock market before the "turn" upward can come.

The developments in the Asphalt Company's affairs, the uncertainty attending the financing of Consolidated Lake Superior, the uneasiness created by the talk of reorganization of many industrial concerns, the latest Standard Rope and Twine, the failures reported yesterday from Harrison, N. J., and Ansonia, Conn., and the uncertain money and crop situation—these are some of the reasons offered for the pessimistic feeling.

BONDS IN POOR DEMAND.

Bond brokers are complaining that since the July disbursements the demand for bonds, even high-class, gilt-edged bonds, has fallen off materially, and for this season of the year is so disappointingly small as to be almost a matter of concern.

Brokers, discussing the situation, say that those people who have free money seem to want to keep it free, while present holders of bonds, though satisfied with their investments, are not disposed to add to them.

It is for this reason, with many good bonds going a-begging, that bond brokers, as distinguished from stock brokers, believe that there can be no rise in the market, certainly not until a better demand for bonds appears and until gilt-edged bonds are selling on a higher investment basis than are the stocks which come after them.

SYNDICATE SELLING OF STEEL.

For the professed reason that the Steel Trust's quarterly statement was much better than had been expected, the Steel Trust stocks yesterday were opened up with a rush, the common scoring an initial gain of ¾ of a point. Later nearly all the gain was lost under a continuation of the same kind of selling as had appeared on the day previous, and which is believed to come from Keene and inside sources.

It is now said that the purpose is, by depressing the common stock, to dislodge some large holdings of the preferred in order to get additional stock for the bond conversion scheme. The plan is said to be a syndicate one, and decided upon some time ago. Holders of the stocks, naturally, are not pleased at this new turn of affairs, having decided long since that stock manipulation was playing too important a part in the affairs of the company, and believing that this manipulation had been ended.

FIGURING ON CORN CROP.

Stock operators and others were doing a good deal of guessing and figuring yesterday as to the probable showing in corn to be made by the Government monthly crop report to be published after the close of business to-morrow. In this connection there was a disposition to attach importance to the estimate of fewer published during the day which showed an average condition for corn of 77.8 per cent. in Ohio, Illinois, Indiana, Iowa, Missouri, Kansas and Nebraska and a reduction of 3,000,000 acres as compared with last year.

Generally, the expectation is that the Government figures will show a condition of probably 80 per cent., and a reduction in acreage of not more than 2,500,000 acres.

WITHHOLDING INTERIOR FUNDS.

Local bankers report that the return flow of money from the interior has been very small this week, and that the indications are that this movement has about ended. This was accentuated yesterday by a fall in New York exchange at Chicago to 30 cents discount, indicating the tendency for the retention of funds at the interior.

Bankers generally are looking for better rates both for call and time at any time within the next six weeks, and continuing until the drop-moving demand has been satisfied.

IRON AND METAL TRADES.

Discussing the condition of the iron and metal trades The Iron Age will to-day say:

Our monthly blast furnace statistics show a considerable increase in the operating capacity, from 389,000 tons per week for the coke and anthracite furnaces on June 1 to 402,338 tons on July 1. The pig iron production in all kinds of fuel was 2,747,000 gross tons, as against with 1,990,000 in May, the latter, however, being a month of 31 days. Stocks of pig iron show an accumulation of 84,000 tons during the month, however, not including the steel works making its own iron. This would indicate that consumption is not quite keeping pace with the supply, which it will probably be expected is the case at the present time, where there is trouble or at most interfering with the working time of individual.

The pig iron markets, although they show a little more animation, are still in an unsettled condition. There is a good deal of evidence that a number of makers in different districts are still hustling for orders and makers are reducing their offers accordingly. The outside Southern furnaces have been selling pretty close to the basis of $11 for No. 2 at Birmingham, and there is some curiosity to see what the associated makers are going to do about it. A meeting is to be held in Chicago this week. In the East the Northern furnaces have been selling the heavier kinds of iron at $1 premium, equivalent to about of these at $1 premium, Savannah—Buying, 50c discount; selling, 75c premium. Charleston—Buying, par; selling, 1-10 premium. San Francisco—Eight, 2½c premium; telegraphic, 5c. St. Louis—65c premium.

THE LONDON MARKET.

LONDON TIMES—NEW YORK TIMES
Special Cablegram.

LONDON, July 9.—The financial article of The Times to-day states that the money market hardened, due to the fact that a small amount was reborrowed by the Bank. As much as 2½ per cent. was occasionally paid for advances until Thursday.

There were no operations in gold reported by the Bank to-day. For the week ending this evening £18,000 had been withdrawn on balance for abroad.

The Stock Exchange settlement has begun easily. Business was inactive in most departments. The tone was firm. In sympathy with the brisk demand for investment stocks, consols went an eighth higher on cash transactions, being quoted at 92¾, and a sixteenth higher on account, being quoted at 92¾. War loan certificates rose a quarter of 1 per cent., the last quotation for the day being 98¼.

Home rails were firm and there was a general advance in the price of this class of securities. American rails opened on a lower level, through sympathy with Wall Street operations. Then local and Continental speculators raised the price of United States Steel stocks one above parity, causing a moderate hardening in most of these securities.

Foreigners were dull and lower. Greek stocks were weak.

The general mining movements were unimportant. Silver was unaltered, being quoted at 24⅞ for spot transactions and 24½ for forward transactions. The closing of the market was steady.

By The Associated Press.

LONDON, July 8.—The liquidation of the indebtedness to the Bank of England reduced the market supplies of money considerably. Discounts were sympathetically firm.

Operators on the Stock Exchange were occupied with the adjustment of the account. The tone of business was generally cheerful, in spite of the rumors of possible trouble in the Far East. Consols hardened, which was attributed to the reinvestment of dividends. Home rails were but no change in prices has been made. The smaller bridge and construction shops begin to be making low prices to secure work, this having the effect of causing buyers to hold off.

On the whole, the chances of tonnage being placed in the majority of branches of the finished iron and steel trade is light, and soft spots are appearing in a number of directions. As an offset it may be observed that output will probably be light for some time to come, since labor is difficult to keep together in vacation time, and many mills are in need of a general overhauling. Consequently furnace coke has been offered as low as $5 at ovens, while moundsville coke is available at $1.50.

In the metal trades the slacking of copper is the most interesting feature. The official price on Lake Copper is now 14 cents, but it is rumored that concessions are being made.

SECURITIES AT AUCTION.

Adrian H. Muller & Son sold these securities at auction yesterday at the New York Real Estate Salesroom, 161 Broadway:

$2,000 Pacific Coast Company first mortgage 5 per cent. bonds, due 1940, coupons June and December, 104½.

$4,000 St. Paul and Duluth Railroad Company first mortgage 5 per cent. bonds, due 1931, coupons February and August, 112¾.

$2,000 Wabash Railroad Company first mortgage 4 per cent. bonds, due 2089, coupons May and November, 114½.

$3,000 Richmond and Danville Railroad Company consolidated mortgage 6 per cent. bonds, due 1915, coupons January and July, 114½.

$4,000 Minneapolis and St. Louis Railway Company, Pacific extension, first mortgage 6 per cent. bonds, due 1921, coupons April and October, 121½.

$500 Central Pacific Railway Company first refunding mortgage 4 per cent. bonds, due 1949, coupons February and August, 86½.

$3,000 Edison Electric Illuminating Company of New York first mortgage 5 per cent. bonds, due 1931, coupons March and September, 127.

$2,000 Lehigh and New York Railroad Company first mortgage 4 per cent. bonds, due 1945, coupons March and September, 102.

$10,000 Chicago and Great Western Railroad Company purchase money first mortgage 4 per cent. bonds, due 1926, coupons May and November, 120.

200 shares Knickerbocker Ice Company of Chicago, $100 each, 130.

10 shares Trow Directory, Printing and Bookbinding Company, $100 each, 98.

1 share Clinton Hall Association, $100 each, 31.

50 shares North American Trust Company, $100 each, 208.

$16,000 Farmers' Loan and Trust Company receipts for New England Loan and Trust Company debenture bonds, $12,150 paid thereon; $1,000 Real Estate Trust Company of Philadelphia receipts for New England Loan and Trust Company debenture bonds, $1,350 paid thereon; $1,000 New England Loan and Trust Company debenture bonds, Series 13; $1,000 bond and mortgage on land in Harris County, Texas, interest at 6 per cent.; 710 acres of land in Fort Bend County, Texas, (sold subject to existing liens,) and Lots 8, 9, and 10 in Block 2, subdivision of Block 99, Evans South, of addition to City of Fort Worth, Texas, (sold subject to existing liens,) $12,000.

10 shares Lawyers' Title Insurance Company, $100 each, 316.

5 shares Merchants' Trust Company, $100 each, 227.

5 shares Mercantile National Bank, $100 each, 322.

5 shares Northern National Bank, $100 each, 147.

11 shares United States Trust Company, $100 each, 671.50.

15 shares Merchants' Trust Company, $100 each, 228.

25 shares Equitable Trust Company, $100 each, 170.

100 shares Mechanics and Traders' Bank, $25 each, 55.

25 shares National City Bank, $100 each, 276½.

1 share Guaranty Trust Company, $100 each, 731.

10 shares National Surety Company, $100 each, 110.

GENERAL BUSINESS ITEMS.

Sufficient securities of the Chicago Lake Street Elevated said to have been deposited to warrant going ahead with the reorganization plan.

Statement that French and British capital is interested in a deal to combine between $6,000,000 and $7,000,000 worth of oil property and plants of the Trenton Rock Field of Ohio.

According to Chicago dispatches, the sale of the Decatur (Ill.) street car system has been made to a syndicate of Eastern capitalists.

Joplin (Mo.) advices that the week's shipment of ore was one of the smallest of the year on account of the holiday breaking in on the latter part of the week, when most of the ore is generally cleared up and hauled.

Sale on the Stock Exchange of 60 shares of Bank of Commerce stock at 250@249@250.

MONEY AND EXCHANGE.

Money on call on stock collateral loaned at 2@2½ per cent., with the last loan at 2 per cent. The majority of the day's loans was made at 2 per cent.

Time money rates, 2½@3 per cent. for sixty to ninety days, 3 per cent. for four to five months, and 3@3½ per cent. for six and seven months.

Mercantile paper rates, 3 per cent. for sixty to ninety days indorsed bills receivable, 3@3½ per cent. for choice four to six months' single names, and 4 per cent. for others.

New York Clearing House exchanges were $230,237,067; balances, $13,141,061; United States Sub-Treasury debit balance, $1,682,491.

Money on call in London, 1¼@1½ per cent.; short bills, 2¼ per cent.; three months' bills, 2¼@2 5-16 per cent.

Foreign exchange was steady. Nominal rates were $4.85½ for sixty days and $4.86½ for demand. Rates for actual business closed as follows: Sixty days, $4.85¼; demand, $4.87¼; cables, $4.87¾. Commercial bills, $4.84¾.

Continental bills were quoted as follows: Francs, 5.16¼ less 1-16 and 5.15¾; reichsmarks, 95 1-16@95⅛ and 95⅜; guilders, 40¼@40 3-16 and 40⅜.

Exchange on New York at domestic centres: Boston—Par. Chicago—Discount, 30c per $1,000. Commercial, par@25c premium; bank, $1 premium. Savannah—Buying, 50c discount; selling, 75c premium. Charleston—Buying, par; selling, 1-10 premium. San Francisco—Eight, 2½c premium; telegraphic, 5c. St. Louis—65c premium.

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Americans opened dull, improved mostly to above parity, became inanimate, and closed firm. Chinese and Japanese were lower. Kaffirs were in better demand on renewed reports that the introduction of Asiatic labor into South Africa would be sanctioned shortly. Closing prices:

Consols for money, 92⅞; consols for account, 92⅞; Anaconda, 4⅞; Atchison, 70⅞; Atchison, preferred, 93⅛; Baltimore and Ohio, 86⅛; Canadian Pacific, 129; Chesapeake and Ohio, 39⅞; Chicago Great Western, 19⅞; Chicago, Milwaukee and St. Paul, 159⅛; De Beers, 20⅛; Denver and Rio Grande, 39⅞; Denver and Rio Grande preferred, 89⅞; Erie, 34⅞; Erie first preferred, 70⅛; Erie second preferred, 50⅞; Illinois Central, 138; Louisville and Nashville, 114⅛; Missouri, Kansas and Texas, 29⅞; New York Central, 130⅛; Norfolk and Western, 69⅞; Norfolk and Western preferred, 92; Ontario and Western, 29⅞; Pennsylvania, 64⅞; Rand Mines, 7⅞; Reading, 36⅞; Reading first preferred, 47; Reading second preferred, 36⅞; Southern Railway, 28; Southern Railway preferred, 91; Southern Pacific, 51⅞; Union Pacific, 94⅛; Union Pacific preferred, 90⅛; United States Steel, 30⅞; United States Steel preferred, 89⅛; Wabash, 20; Wabash preferred, 40½.

Bar silver steady at 24⅞d per ounce.

Money, 1½@2½ per cent.

The rate of discount in the open market for short bills is 2 1-16@2⅛ per cent.

The rate of discount in the open market for three months' bills is 2⅛@2 3-16 per cent.

Gold premiums are quoted as follows: Madrid, 27.18; Lisbon, 22.

In Continental Centres.

PARIS, July 8.—Prices on the Bourse to-day opened firm under the influence of purchases of rentes. Then a reaction set in, owing to realizations, but stocks closed firm.

Three per cent. rentes, 97 francs 67½ centimes for the account. Exchange on London, 25 francs 12½ centimes for checks.

BERLIN, July 8.—On the Bourse to-day there was hardly any change in the quotations and trading was very light.

Exchange on London, 20 marks 39¾ pfennigs for checks. Discount rates—Short bills, 3⅛ per cent.; three months' bills, 3⅛ per cent.

BOSTON STOCK MARKET.

Special to The New York Times.

BOSTON, July 8.—Money continued in light demand and call loans can be negotiated below quoted rates. Time rates hold firm.

Call loans, 2@2½ per cent.; time loans on collateral, 4@5 per cent.; time loans on mercantile paper, 5½ per cent.: Clearing House loans, 2 per cent.; New York funds, par to 5 cents premium. Clearings, $22,628,006; balances, $1,082,123.

The foreign exchange market holds dull and steady. Rates remain unchanged.

The Dominion issues were still pre-eminently in the lead in the stock market to-day, both from the standpoint of the business doing and the strength showing. Dominion Coal was bid up quite easily to 107—a gain of 2 points over the opening—but on profit-taking late in the day it eased off to 105¼ and closed rather weak. Dominion Steel at the same time touched 21, but subsequently lost a fraction.

American Telephone, though slightly less active, was firmly held at from 132 to 133¼, while the rights were still actively traded in at 6 and a fraction under. American Pneumatic was taken in hand in the closing hour and bid up from 27c to 40c, but 1,100 shares was made at that figure—to 40c.

The copper share speculation was extremely dull, but at the same time was characterized by a most satisfactory degree of strength. Prices were not bid up sharply, but were held firm and all offerings found a ready market.

Complete transactions were as follows:

RAILROADS.

Sales.		High.	Low.	Last.
200	Atchison	69	69½	69½
24	*Atchison pf	93½	93½	93½
42	Boston Elevated	151	150	150
1	Boston & Albany	249	249	249
25	Chi., Ind. & Louv.	140	140	140
37	Chi., I. & L. pf	118	118	118
472	Massachusetts Electric	22½	22	22
50	Massachusetts Elec. pf	93	93	93
51	Metropolitan Coal	32½	32½	32½
24	N. Y., N. H. & Hart	190½	190½	190½
5	Old Colony	204½	204½	204½
160	Pere Marquette	62	62	62
10	Pere Marquette pf	78	78	78
5	Providence & Worcester	205	205	205
15	Rutland pf	46	46	46
15	Union Pacific	92½	92½	92½
2	Union Pacific pf	90½	90½	90½
27	West End	90	90	90
22	West End pf	110	110	110

TELEPHONES.

Sales.		High.	Low.	Last.
168	*American	132½	131½	131½
4,670	American rights	6	5 15-16	6
50	Mexican	1½	1½	1½
10	New England	130	129½	130
5	Western	140	140	140
5	Western pf	90	90	90

MISCELLANEOUS.

Sales.		High.	Low.	Last.
10	Am. Agri. Chemical pf	75	75	75
1,810	Am. Pneumatic Service	6½	5½	5½
225	Am. Pneumatic Serv. pf	25	22	22
10	American Sugar	126	126	126
41	American Sugar pf	119½	119½	119½
10	American Woolen	19	19	19
80	*American Woolen pf	94	94	94
765	Dominion Iron & Steel	21	20½	20½
3	Edison	347	347	347
5	*General Electric	176½	176½	176½
200	Massachusetts Gas	38½	38½	38½
174	N. E. Cotton Yarn pf	27	26	26
6	Pullman	210	210	210
10	Pullman Palace Car	207	207	207
10	Swift & Co.	75	75	75
100	Torrington	38	38	38
70	*United Fruit	102½	102½	102½
10	*United Shoe Machine	46½	46½	46½
177	*United Shoe Mach. pf	30	30	30
464	United States Steel	30½	29½	30½
265	United States Steel pf	91½	91	91½

MINING.

Sales.		High.	Low.	Last.
30	Adventure	4½	4½	4½
135	Allouez	5½	5½	5½
1,147	Amalgamated	43½	43½	43½
50	Atlantic	9½	9½	9½
200	Bingham	28	28	28
5	Calumet & Hecla	450	440	450
175	Centennial	19	19	19
400	Consolidated Mercur	1½	1½	1½
755	Copper Range	53½	53	53½
170	Daly West	20½	20	20½
1,800	Dominion Coal	107	104½	104½
50	Elm River	28	28	28
15	Franklin	8	8	8
5	Isle Royale	8	8	8
50	Mass	2½	2½	2½
75	Michigan	8½	8½	8½
75	Mohawk	43½	43½	43½
500	Old Colony	2	1½	1½
125	Old Dominion	19½	19½	19½
30	Osceola	160½	160½	160½
25	Parrot	31½	31½	31½
100	Phoenix	4½	4½	4½
110	Shannon	3	2½	2½
801	Tamarack	100	100	100
10	Tri-Mountain	67	67	67
50	Trinity	6½	6½	6½
25	United Copper	10	10	10
175	U. S. Coal & Oil	33	32	32
100	United States Mines	21½	21½	21½
434	Utah	29½	29½	29½
540	Victoria	4½	4	4½
25	Winona	7½	7½	7½
5	Wolverine	67	67	67

British Columbia, 3¼ bid, 4¼ asked.
*Ex dividend. †Ex rights. ‡Partly instalment paid. ‖Assessment paid.

PHILADELPHIA PRICES.

Special to The New York Times.

PHILADELPHIA, July 8.—The market to-day was dull, weak, and featureless. The sales amounted to only 12,564 shares and $46,800 bonds. The arbitrage stocks and Lake Superior issues alone displayed life. A generally lower level was established in nearly everything traded in, but the losses were fractional, including ¼ in Lake Superior preferred, ¼ in Lehigh Valley, ⅛ in Philadelphia Company common, and ⅛ in the preferred, and ¼ in United Gas. The John B. Stetson Company stock was lifted 12 points to 176 on the sale of 13 shares. Range of prices:

Sales.		High.	Low.	Last.
100	American Rys. Co.	45⅞	45⅞	45⅞
50	American Cement	3	3	3
210	Cambria Steel	24	23½	23½
1,000	Con. Lake Superior	4 1-16	3 15-16	4 1-16
1,400	Con. Lake Superior pf	19	18½	18½
400	Electric Co. of Am.	3 15-16	3 15-16	3 15-16
6	Erie	33½	33½	33½
97	Finance Co. of Pa.	81	81	81
10	Hunt & Broad Top pf	42	42	42
100	Investment Co.	26	26	26
13	John B. Stetson Co.	176	176	176
10	Lehigh Valley	41½	41½	41½
850	Pennsylvania R. R.	64	63½	64
948	Penn. R. R. rights	12-16	5/8	12-16
110	Philadelphia Electric	6⅞	6½	6½
230	Philadelphia Co.	42½	42	42
100	Philadelphia Co. pf	46½	46½	46½
5,625	Reading	15-16	15 15-16	15½
51	Reading 1st pf	41½	41½	41½
230	United Gas Impr. Co.	39	38½	38½
125	Union Traction	45	45	45
2,050	U. S. Steel	31½	30½	31½
90	U. S. Steel pf	91½	90½	91½

BULLION AND MINING.

Bar silver was quoted in London at 24⅞d per ounce and in New York at 52⅝c per ounce. Mexican dollars were quoted at 41 @41c.

On the Consolidated Exchange, 500 shares of Belcher sold at .50, 200 Comstock at .07½, 500 Consolidated California and Virginia at 1.45, 500 Hale and Norcross at .08, 500 Isabella at .12@.13, 200 Portland at 1.32, 100 Silver Hill at .03, and 100 Yellow Jacket at .74.

OUTSIDE SECURITIES.

A further decline of 4 points in International Mercantile Marine preferred was the only event in the outside market yesterday which added any interest to the day's trading. A few issues showed activity, but by far the greater number were left entirely alone, so that the day's total was only a few thousand shares more than that of Tuesday, which was one of the dullest days of the year. Price movements of sufficient importance to be worthy of mention were not numerous, but in nearly all cases the day's variations were represented by net losses. Northern Securities and nearly all the other standard stocks are as dull as they have been at any time, and the trading is made up principally by the transactions in the less prominent issues, including a number of the low-priced stocks.

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INTERNATIONAL MERCANTILE MARINE gained further notoriety by a drop of 4 points in the preferred stock on a single sale. Only 200 shares were traded in, and the best that could be gotten for them was 20, which was a decline of 4 points from the previous low record made about two weeks ago. This transaction was recorded just before the close of the market, the stock having been offered all day at 20½ without bringing out any buying orders. Whatever may be the explanation of the continued weakness of this stock, it did not appear in any announcement in regard to the affairs of the company. In fact, statements published in the Street yesterday were to the effect that the earnings of the company over and above interest charges and sinking fund requirements were at the rate of nearly 3 per cent. on the preferred stock. If these figures are accurate they serve to increase the uncertainty surrounding the market for the company's stock. If the earnings are really sufficient to show 3 per cent. applicable to dividends, it is hard to explain the present stock, selling at 20. Recently the decline brought the preferred to the point at which the common was selling when trading was begun in these stocks.

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The principal transactions reported in the outside market yesterday, with the high, low, and last prices, were as follows:

Stocks.

Sales.		High.	Low.	Last.
200	American Can	5½	5½	5½
105	American Can pf	62½	62½	62½
1	Amer. Light & Trac.	75	75	75
17	Am. Light & Trac. pf	95	95	95
3,200	Bay State Gas	5-16	3-16	5-16
100	Borden's Cond. Milk pf	100½	100	100
300	Chicago Pneumatic Tool	8½	8	8½
700	Fuel Oil Power	23½	23½	23½
320	Greene Cons. Copper	22½	22½	22½
500	Houston Oil	3½	3½	3½
100	Indian Motor Tol	65	65	65
200	International Salt	10½	10½	10½
150	Internat. Mer. Marine	5	5	5
300	Internat. Mer. Marine pf	20	20	20
100	Light, Heat & Power	23½	23½	23½
100	Manhattan Transit	2½	2½	2½
1,040	Montreal & Bost. Cop.	1	1	1
231	Northern Securities	94½	94½	94½
100	Pac. Coast Ry. & Evans	¾	¾	¾
15	Safety Car Heating	177	177	177
700	Long Island Traction	23½	23½	23½
4	Standard Oil	650	650	650
4,200	Union Copper	1⅝	1½	1⅝
100	United Copper	18½	18½	18½

*Less than 100 shares.

Bonds.

Sales.		High.	Low.	Last.
$650	*Denver Gas & E. certs.	64½	63	63
2,000	Indianapolis Gas 5s	106	106	106
3,000	Internat. Silver deb. 6s	90½	90½	90½
10,000	New Orleans City 4s	82½	82½	82½
8,000	U. S. Sh. Sp. Series A	100	100	100

*Sell flat.

QUOTATIONS—INACTIVE ISSUES.

Closing quotations of stocks compare as follows with the closing prices of Tuesday:

Industrial and Miscellaneous.

	July 8. Bid.	July 8. Asked.	July 7. Bid.	July 7. Asked.
American Bankers'	110	112	110	114
American Chicle pf	89	91	89	91
American De Forest	5	7	5	7
American Diesel Engine	15	17	15	17
American Elevator	¼	½	¼	½
American Hide & Leather	6	6	6	6
Amer. Seeds pf	3	4	3	4
American Tobacco	90	92	90	92
Amer. Typewriter pf	80	83	80	83
Amer. Writing Paper	3½	4½	3½	4½
Am. Writing Paper pf	15	16½	15	16½
Amer. Writing Paper bs	72½	73½	71½	73

NEW YORK STOCK EXCHANGE.

Complete Transactions in Stocks—Wednesday, June 8, 1903.

Sales.	Stocks.	First.	High.	Low.	Last.	Net Change.
2,000	*Amalgamated Cop. Co.	53½	53½	53¼	53¼	+½
900	Am. Car & F. Co.	38¾	38¾	38	38	-¼
122	Am. Car & F. Co. pf.	90	90	90	90	...
100	American Coal	210	210	210	210	...
125	Am. Sugar Ref. Co.	150	150	150	150	-4¾
400	*Am. Grass Twine	10½	10½	10	10	-½
400	*Am. Locomo. Co.	23¾	23½	23¼	23¼	-¾
100	*Am. S. & R. Co.	45	45	45	45	-¾
20	*Am. S. & R. Co. pf.	93¾	93¾	93¾	93¾	+¾
900	*Am. Sug. Ref. Co.	120¾	120¾	120	120¾	+¼
700	Am. Sug. Ref. Co. pf.	119¼	119¼	119¼	119¼	...
10	Am. Tel. & Tel.	138	138	138	138	...
700	Am. Tel. & Tel. rts.	6	6	5½	5½	-¼
60	*Anaconda Cop. M. Co.	36¾	36¾	36¾	36¾	...
17,700	Atch., Top. & S. F.	68¾	69	68¾	68¾	+¼
1,600	Atch., Top. & S. F. pf.	92½	92½	92½	92½	+¼
4,040	Baltimore & Ohio	86¼	86¾	86¼	86¾	+¾
100	Baltimore & Ohio pf.	94	94	93¾	93¾	-¾
600	Brooklyn Rapid Tran.	58	58¼	57¾	57¾	-¼
3,200	Canadian Pacific	124¾	125	124¾	124¾	+¾
300	Central R. R. of N. J.	170¼	170	169½	170	-3
300	Chesapeake & Ohio	30	30	29¾	29¾	-¾
300	Chicago & Alton	26¾	26¾	26¾	26¾	-¾
1,000	Chicago Great West.	10¾	10¾	10¾	10¾	+¾
100	Chi. Gt. West. pf. B	77	77	77	77	+¾
100	Chi. Gt. West. pf. D	39¾	39¾	39¾	39¾	...
4,488	Chi., Mil. & St. P.	151½	152½	151½	151½	+¾
618	Chicago & Northw.	171½	171½	169½	169½	-1½
100	Chicago Union Trac.	8¾	8¾	8¾	8¾	+¼
100	C., C., C. & St. L.	87	87	87	87	+1
200	Colorado & Southern	17¾	17¾	17¾	17¾	+¼
500	Col. & Southern 2d pf.	27¾	27¾	27¾	27¾	+¾
10	Corn Products Co. pf.	81¾	81¾	81¾	81¾	...
170	Delaware & Hudson	174¾	174¾	174¾	174¾	+¾
3,100	Del., Lack. & West.	253¾	253¾	253¾	253¾	+2¾
200	Denver & R. G. pf.	83	83	83	83	-¾
700	Detroit United Ry.	74¼	74¾	74¼	74¼	+1
184	*Distillers Securities	28	28	28	28	...
4,100	Erie	33¾	33¾	33¾	33¾	...
4,000	Erie 1st pf	67½	67½	67¼	67¼	-¼
800	Erie 2d pf	57½	57½	56¾	56¾	-¾
100	Evans. & T. H.	64¼	64¼	64¼	64¼	-¼
275	General Electric	176¾	177	176¾	177	+¾
400	Hocking Valley	83¾	84	83¾	83¾	+¾
400	Hocking Valley pf.	90	90	89¾	90	+¾
652	Illinois Central	134¾	134¾	134½	134½	-¾
100	Internat. Paper	15¾	15¾	15¾	15¾	+¾
400	*Internat. Power Co.	29	29	29	29	+¾
100	Iowa Central	28½	28½	28½	28½	+¾
200	K. C., Ft. S. & M. pf.	74½	74½	74½	74½	+¾
200	Keokuk & D. M.	20½	20½	20½	20½	-¾
20	Lake Erie & West.	30½	30½	30½	30½	...
111	Louisville & Nashville	111¼	111¼	111	111	-¼
200	Manhattan Elevated	137	137	137	137	...
210	Metro. West Railway	122½	122½	122½	122½	+¼
100	Mexican Central	22½	22½	22½	22½	...
1,220	Minn., St. P. & S. S. M.	99¾	99¾	99¾	99¾	+¾
100	M., St. P. & S. S. M. pf.	127	127	127	127	+¾
30	Mo., Kan. & Texas pf.	49¾	49¾	49¾	49¾	-¼
14,700	Missouri Pacific	103½	104¾	103½	103¾	+½
100	*Nat. Lead Co.	16¾	16¾	16¾	16¾	+½
50	Nat. R. R. of Mex. pf.	42¾	42¾	42¾	42¾	...
500	*New York Air Brake	152½	154½	152½	154½	+2½
1,520	New York Central	126	126¾	125½	125½	-¾
49	N. Y., N. H. & H.	198½	199½	198½	199½	...
1,800	N. Y., Ont. & West.	25¾	25¾	25¾	25¾	-¼
400	Norfolk & Western	67	67½	67	67½	+¾
14,541	Pennsylvania	125¾	126¾	125½	125¾	...
600	Penn., full pd. rcts.	123½	123¾	123½	123¾	+¼
310	People's Gas, Chicago	98¾	99	98¾	99	+¾
600	Pere Marquette	85	85½	85	85½	+1½
10	Pressed Steel Car pf.	87½	87½	87½	87½	...
10	Pullman Company	210½	210½	210½	210½	...
18,150	Reading	52¾	53½	52¾	53½	+¾
100	Reading 1st pf.	70½	70½	70½	70½	...
100	*Reg. Iron & Steel	14½	14½	14½	14½	...
700	Rep. Iron & Steel pf.	74¼	74¼	73	74	-¾
3,800	Rock Island Co.	24¾	24¾	24¾	24	...
100	Rock Island Co. pf.	72¾	72¾	72¾	72¾	+¼
20	Stub. Goods Mfg. Co.	22¾	22¾	22¾	22¾	...
10	St. L. & S. F. 1st pf.	73	73	73	73	...
180	St. L. & S. F. 2d pf.	61¼	61¼	61¼	61¼	...
400	St. Louis Southw. pf.	39¾	39¾	39¾	39¾	+¼
5,800	Southern Pacific	50	50¾	49¾	49¾	-¼
600	Southern Ry., ext.	24¾	24¾	24½	24½	-¾
200	Stand. Rope & Twine	7	7	6¾	6¾	-¼
62	Tenn. Coal & Iron	53½	53½	53½	53½	+¾
100	Texas & Pacific	29¾	29¾	29¾	29¾	+¾
120	Third Avenue	117½	117½	117½	117½	+1
100	Twin City R. T.	99	100	99	100	+1½
6,850	Union Pacific	82¾	83¾	81¾	81¾	-1¼
10	United Rys. Invest.	11	11	11	11	+½
100	United Rys. Invest. pf.	46½	46½	46½	46½	+½
410	*U. S. Cast Iron Pipe	8¾	8	7	8¼	+1½
200	*U. S. Leather	8¾	9	8¾	9	...
900	*U. S. Leather pf.	85	86½	85	86½	+1½
120	U. S. Realty & Con.	16	16½	16	16½	-¾
610	U. S. Realty & Con. pf.	62¾	62¾	61½	61½	-1¼
23,070	U. S. Steel	30¾	31½	30¾	31	+¾
4,000	U. S. Steel pf.	81½	81½	80½	81	+¾
620	Va.-Caro. Chemical	58¾	58¾	58¾	58¾	-1¼
200	*Vulcan Detinning	28	28	28	28	-¼
200	Wabash	24½	24½	24	24	...
700	Wabash pf.	44½	44½	43¾	43¾	...
115	Western Union Tel.	86	86	84	84	...
175	Wheel. & Lake Erie	20¾	20¾	20¾	20¾	-¼
Sales.....	124,608	*Unlisted.	†From last previous sale.			

THE CONSOLIDATED EXCHANGE.

TRANSACTIONS IN STOCKS.

Wednesday, July 8, 1903.

Sales.	Stocks.	First.	High.	Low.	Last.
2,000	Amal. Copper	53¾	53¾	53¾	53¾
20	Am. Car & Fdy.	38	38	38	38
10	Am. Cotton R. Pr.	90	90	90	90
100	Am. Grass Twine	10½	10½	10½	10½
20	Am. Locomotive	23	23	23	23
200	Am. Sugar	120¾	120¾	120¾	120¾
4,000	A., T. & S. F.	68¾	69	68¾	69
1,000	A., T. & S. F. pf.	92½	92½	92½	92½
1,000	Balt. & Ohio	86¾	86¾	86¾	86¾
200	Brook. Rap. Tr.	57½	58¼	57½	57¾
64	Can. Pacific	124¾	125¾	124¾	125¾
100	Chi. Gt. West.	10¾	10¾	10¾	10¾
4,010	C., M. & St. P.	151½	152½	151½	151½
2,700	Erie	33¾	34	33½	33½
20	Erie 2d pf.	57¾	57¾	57¾	57¾
20	Hocking Valley	84	84	84	84
1,000	Illinois Central	134¾	134¾	134½	134½
15	Internat. Paper	15¾	15¾	15¾	15¾
40	*Internat. Power Co.	29	29	29	29
100	Iowa Central	28½	28½	28½	28½
200	K. C., Ft. S. & M. pf.	74½	74½	74½	74½
20	Keokuk & D. M.	20½	20½	20½	20½
20	Lake Erie & West.	30½	30½	30½	30½
110	Louisville & Nashville	111¼	111¼	111	111
200	Manhattan Elevated	137	137	137	137
220	Metro. West Railway	122½	122½	122½	122½
200	Mexican Central	22½	22½	22½	22½
1,220	Minn., St. P. & S. S. M.	99¾	99¾	99¾	99¾
100	M., St. P. & S. S. M. pf.	127	127	127	127
30	Mo., Kan. & Texas pf.	49¾	49¾	49¾	49¾
14,700	Missouri Pacific	103½	104¾	103½	103¾
100	*Nat. Lead Co.	16¾	16¾	16¾	16¾
50	Nat. R. R. of Mex. pf.	42¾	42¾	42¾	42¾
500	*New York Air Brake	152½	154½	152½	154½
1,520	New York Central	126	126¾	125½	125½
49	N. Y., N. H. & H.	198½	199½	198½	199½
1,800	N. Y., Ont. & West.	25¾	25¾	25¾	25¾
400	Norfolk & Western	67	67½	67	67½
14,541	Pennsylvania	125¾	126¾	125½	125¾
600	Penn., full pd. rcts.	123½	123¾	123½	123¾
310	People's Gas, Chicago	98¾	99	98¾	99
600	Pere Marquette	85	85½	85	85½
10	Pressed Steel Car pf.	87½	87½	87½	87½
10	Pullman Company	210½	210½	210½	210½
18,150	Reading	52¾	53½	52¾	53½
100	Reading 1st pf.	70½	70½	70½	70½
100	*Reg. Iron & Steel	14½	14½	14½	14½
700	Rep. Iron & Steel pf.	74¼	74¼	73	74
3,800	Rock Island Co.	24¾	24¾	24¾	24
100	Rock Island Co. pf.	72¾	72¾	72¾	72¾
20	Stub. Goods Mfg. Co.	22¾	22¾	22¾	22¾
10	St. L. & S. F. 1st pf.	73	73	73	73
180	St. L. & S. F. 2d pf.	61¼	61¼	61¼	61¼
400	St. Louis Southw. pf.	39¾	39¾	39¾	39¾
5,800	Southern Pacific	50	50¾	49¾	49¾
600	Southern Ry., ext.	24¾	24¾	24½	24½
200	Stand. Rope & Twine	7	7	6¾	6¾
62	Tenn. Coal & Iron	53½	53½	53½	53½
100	Texas & Pacific	29¾	29¾	29¾	29¾
120	Third Avenue	117½	117½	117½	117½
100	Twin City R. T.	99	100	99	100
6,850	Union Pacific	82¾	83¾	81¾	81¾
10	United Rys. Invest.	11	11	11	11
100	United Rys. Invest. pf.	46½	46½	46½	46½
410	*U. S. Cast Iron Pipe	8¾	8¾	7	8¼
200	*U. S. Leather	8¾	9	8¾	9
900	*U. S. Leather pf.	85	86½	85	86½
120	U. S. Realty & Con.	16	16½	16	16½
610	U. S. Realty & Con. pf.	62¾	62¾	61½	61½
23,070	U. S. Steel	30¾	31½	30¾	31
4,000	U. S. Steel pf.	81½	81½	80½	81
620	Va.-Caro. Chemical	58¾	58¾	58¾	58¾
200	*Vulcan Detinning	28	28	28	28
200	Wabash	24½	24½	24	24
700	Wabash pf.	44½	44½	43¾	43¾
115	Western Union Tel.	86	86	84	84
175	Wheel. & Lake Erie	20¾	20¾	20¾	20¾
44,608					

TREASURY BALANCES.

WASHINGTON, July 8.—To-day's statement of the Treasury balances in the General Fund, exclusive of the $150,000,000 gold reserve in the Division of Redemption, shows:

Available cash balance	$230,811,435
Gold	105,146,849
Silver	50,140,400
Gold coin and bullion	10,382,887
Treasury notes of 1890	61,310
National banknotes	14,070,005
Total receipts this day	2,000,000
Total receipts this month	13,603,406
Total receipts this year	12,085,466
Total expenditures this day	2,870,000
Total expenditures this month	17,730,000
Total expenditures this year	17,723,423
Deposits in National banks	154,004,537
National banknotes received to-day for redemption	822,902
Government receipts—	
From internal revenue	1,002,405
Customs	1,136,707
Miscellaneous	22,121

The condition of the Treasury, Divisions of Issue and Redemption, at the beginning of business to-day, was as follows:

RESERVE FUND.

Gold coin and bullion	$150,000,000

TRUST FUNDS, DIVISION OF REDEMPTION.

Gold coin	$410,708,689
Silver dollars of 1890	469,400,000
Silver dollars of 1890	10,227,422
Silver bullion of 1890	15,836,557
Total	$906,270,669

DIVISION OF ISSUE.

Gold certificates outstanding	$410,708,689
Silver certificates outstanding	469,400,000
Treasury notes outstanding	19,074,000
Total	$900,270,669

GENERAL FUND.

Gold coin and bullion	$72,154,279
Gold certificates	51,684,270
Silver coin and bullion	20,470,501
Silver certificates	6,675,749
United States notes	10,282,987
Other assets	34,934,153
Total in Treasury	$196,200,900
Deposits in National banks	158,901,537
Total	$355,348,837
Current liabilities	98,136,002
Available cash balance	$230,811,435

RAILROAD EARNINGS.

	1903.	1902.	1901.
CHICAGO, INDIANAPOLIS & LOUISVILLE.			
Miles	549	549	546
4th week June	$120,878	$108,114	$92,728
Month	482,946	432,321	384,072
Fiscal year	6,086,297	4,888,259	4,188,650
DETROIT SOUTHERN—			
Miles	351	351	.....
4th week June	25,081	20,670	20,003
Month	120,908	104,677	74,352
Fiscal year	1,424,406	1,222,105	76,303
ILLINOIS CENTRAL & WESTERN—			
Miles	197	197	197
Month June	128,000	117,000	.....
From Jan.	2,457,744	2,218,708	.....
KANSAS TRACTION—			
Month June	68,200	76,614	.....
MINN., ST. PAUL & SAULT STE. MARIE—			
Miles	1,908	1,908	1,908
4th week June	170,000	148,000	128,000
Month July	647,000	607,000	487,000
From July 1	7,352,301	6,811,100	4,814,071
CHICAGO AIR LINE SYSTEM—			
Miles	2,187	2,000	2,000
4th week June	240,000	240,000	.....
Month	1,000,000	947,011	.....
From July 1	12,000,000	11,878,815	.....
CHICAGO AIR LINE Co. Sep—			
Gross earnings	3,000,000	1,000,000	900,000
Net, after taxes	700,000	600,000	500,000
Net, after rentals	370,000	300,000	200,000
Total, 11 months	12,000,000	10,000,000	9,000,000
Interest and rentals	1,000,000	7,000,000	7,000,000
Surplus	2,000,000	3,000,000	2,000,000

MINING STOCK QUOTATIONS.

Special to The New York Times.

SAN FRANCISCO, July 8.—The official closing quotations for mining stocks to-day and yesterday were as follows:

	Wednesday.	Tuesday.
Alta	.03	.02
Alpha Consolidated	.06	.06
Andes	.06	.10
Belcher	.42	.48
Best & Belcher	2.00	2.00
Bullion	.05	.05
Caledonia	1.30	1.35
Challenge Consolidated	.47	.53
Chollar	.22	.29
Confidence	1.60	1.40
Con. California & Virginia	1.55	1.50
Consolidated Imperial	.05	.05
Crown Point	.25	.25
Gould & Curry	.41	.42
Hale & Norcross	.30	.35
Julia	.02	.02
Justice	.14	.14
Kentucky Consolidated	.03	.04
Lady Washington Consolidated	.05	.05
Mexican	1.15	1.20
Occidental Consolidated	.25	.24
Ophir	1.00	1.00
Overman	.25	.25
Potosi	.26	.27
Savage	.10	.10
Sierra Nevada	.11	.13
Union Consolidated	.90	.92
Utah Consolidated	.26	.27
Yellow Jacket	.73	.75
Silver bars	.52½	.52½
Mexican dollars	.41½	.41½
Drafts, sight	.02½	.02½
Telegraph	.05	.05

Special to The New York Times.

COLORADO SPRINGS, Col., July 8.—Gardner & Co. report closing quotations for mining stocks to-day and yesterday as follows:

	Wednesday. Bid.	Wednesday. Asked.	Tuesday. Bid.	Tuesday. Asked.
Acacia	6¾	7¼	6	7½
American Con	....	....	2	3¼
Anaconda	11	12½	12	13
Bonita	5	6	5¾	6
C., K. & N.	21	22	21	21¾
C. C. Con.	4	6	4½	5
Coriolanus	1½	2¼	2½	2¾
C., J. & M.	2½	3	2½	3
Dante	1½	2¼	1½	2
Doctor Jackpot	8½	9	8½	9
Elkton	40	41	41¾	42
El Paso	60¾	61	55	61
Findlay	13½	14½	13½	14½
Gold Dollar Con.	4¾	4¾	4¾	4½
Golden Cycle	68¾	70½	67	67
Golden Fleece	8	12	....	....
Gold Roger	2½	3¼	2½	2¾
Gold Sovereign	2	2¼	2	2¼
Gould	3½	3¾	3	3¼
Gold Exploration	1½	2	1½	2
Isabella	11	11¾	11½	12½
Jack Pot	11	12	8	12
Keystone	3	4	3¾	4
Last Dollar	47	55	47	55
Lexington	1¼	2¼	1¼	2¼
Little Puck	3	3¼	....	....
Little Bessie	2½	3¼	2½	3¼
Mollie Gibson	5½	6	5¾	6
Mary Cashen	2½	3¼	....	2½
Moon Anchor	23½	24½	23½	24½
New Haven	23½	24½	23½	24½
Old Gold	6¾	7¼	6¾	7¼
Pharmacist	2	3	2	3
Pinnacle	....	....	2	3
Portland	17	18	16	18
Rose Maud	....	....	2	3
Rose Nicol	2½	3	2½	3¼
Sunset Eclipse	2½	3¼	2½	3¼
Vindicator	49	50	50	60
Work	5	5¼	5¼	5½

New Trial for Malting Case.

The Appellate Division of the Supreme Court yesterday handed down an opinion in the case of Archibald A. Hutchinson et al. against Charles A. Stadler and the the American Malting Company. The suit was brought to compel the Directors of the American Malting Company to pay to the stockholders dividends amounting to $1,650,000, and also to compel the Directors to pay to the corporation $650,000 for damages alleged to have been sustained through negligent and illegal management of the property. The complaint was dismissed by the lower court, but that judgment the Appellate Division now reverses and orders a new trial.

American Union Telegraph Election.

The annual meeting of the American Union Telegraph Company of New Jersey was held yesterday at the Western Union Telegraph office in Jersey City. These Directors were elected: A. R. Brewer, J. H. Bertholf, B. Brooks, R. C. Clowry and Thomas F. Clarke. Later these officers were elected: President—R. C. Clowry; Vice President—Thomas F. Clarke; Secretary and Treasurer—A. R. Brewer.

RAILWAY STATEMENTS.

The following railways reporting yesterday gross earnings for the fourth week of June showed increases:

Chicago, Indianapolis & Louis.	$22,463
Detroit Southern	5,650
Minn., St. P. & S. S. Marie	10,070
Seaboard Air Line	20,656
Total increase 4 roads	$70,739
Increase previously reported	2,449,521
Total increase 35 roads	$2,520,260
Decrease 7 roads previously reported	61,083
Net increase 42 roads	$2,459,177

OCEAN-CARRYING TRADE.

Maritime Association of This Port Names a Committee of Inquiry.

At the monthly meeting of the Board of Directors of the Maritime Association of the Port of New York yesterday a committee of five was appointed, pursuant to resolutions previously adopted, "to ascertain by what method ships built in American shipyards and manned by American seamen may secure also larger part of our foreign carrying." The committee consists of Anton A. Raven, Harrington Putnam, Ernest C. Bliss, Fields S. Pendleton, and Henry E. Nassith.

Another resolution was passed favoring an amendment to the laws so as to exempt sailing vessels from inspection by the United States local inspectors, it being held that the inspections by underwriters and classification bureaus are sufficient.

THE UNITED SERVICE.

Army.

Capt. Tracy C. Dickson, Ordnance Department, is assigned as Recorder of the Board of Ordnance and Fortification, vice Capt. William W. Gibson.

Second Lieut. William G. Mathew, recently appointed, is assigned to the Twenty-fourth Infantry, Company B. He will report at Fort McPherson, Ga., for temporary duty.

Capt. Osmond Lisiak, Ordnance Department, will proceed to the Midvale Steel Works on business pertaining to the transfer of public moneys and property to him by Major Henry D. Reveley.

Capt. Tyree Bridges, Twenty-third Infantry, will proceed to West Point, Aug. 20, for duty at the United States Military Academy.

Second Lieut. William R. Peck, Artillery Corps, is transferred from the Coast Artillery, Eleventh Company, and Second Lieut. Charles G. Mortimer from the Eleventh Company to the unassigned list.

Navy.

Lieut. Commander A. P. Niblack is ordered to Honolulu to assume charge of naval property at the station.

Lieut. W. H. Whitestey is detached from the Bennington and ordered home to wait orders.

Lieut. T. S. Williams (junior grade) is commissioned from April 4.

Midshipman J. C. Fremont is ordered to the Alert.

Assistant Surgeon F. W. Tyree is appointed with rank of Lieutenant (junior grade) from July 1.

Rear Admiral H. T. B. Harris is commissioned Paymaster General and Chief of the Bureau of Supplies and Accounts, with rank of Rear Admiral, from July 1.

Paymaster T. H. Hicks is ordered to the Illinois Aug. 1.

Assistant Paymaster G. W. Pigman, Jr., is detached from the Illinois Aug. 1 and ordered home to wait orders.

Paymaster G. R. O'Leary is commissioned with the rank of Lieutenant from March 3.

Movements of Naval Vessels.

Special to The New York Times.

WASHINGTON, July 8.—Arrivals—Prairie at Cavite, Essex at Boston, Nanshan at Cavite, Bancroft at Port of Spain, and Standish at Annapolis.

Sailings—Southerey, Iwana, and Nesinscot, from Boston for Portsmouth, N. H.; Alex. from Malta for Port Said; Dolphin, from Washington for Norfolk; Wilkes, from Port Royal for Norfolk.

STATE COURTS.

New York Calendars—Thursday, July 9.

SUPREME COURT—Appellate Division—Recess.

SUPREME COURT—Appellate Term—For the hearing of appeals from the City Court and Municipal Court.—Recess.

SUPREME COURT—Special Term—Part I.—Scott, J.—Opens at 10:30 A. M. Litigated motions:

1—Auchmuty vs. Bridgham.	10—In re Solomon.
2—In re E. Egan & Co.	17—Cohen vs. Berkowitz.
3—People, &c., vs. Mercantile Credit Gear. Co.	18—Gishan vs. Gishan.
4—Tenement House Dept. vs. Moschen.	19—Jewell vs. Jewell.
5—Robson vs. Wanamaker.	20—E. R. Bar. Inst. vs. McDermott.
6—Paul Taylor Brown Co. vs. Perkins.	21—Bennett vs. Davis.
7—Petrick vs. Vogel.	22—In re Singer.
8—Thomas vs. Brunswick Con. Co.	23—Knapp vs. Wolf.
9—Conkling vs. Conkling.	24—Burns vs. Mullin.
10—Pollock vs. Passon.	25—Hatch vs. Montgomery.
11—Fletcher vs. Brown.	26—City Mort. Co. vs. Cowman.
12—Price vs. Inter. St. Ry. Co.	27—Brethofs vs. Schteinck.
13—In re 115th St.	28—Hickson vs. O'Neil.
14—In re Cambreling Av.	29—Mellin vs. Met. St. Ry. Co.
15—Ehrman vs. Monsky.	30—Bermann vs. Berman.
	31—In re "Elmer E." Hand Co.
	32—Lewins vs. Sidman.

SUPREME COURT—Special Term—Part II.—Truax, J.—Opens at 10:30 A. M. Ex parte Bastian.

SUPREME COURT—Special Term—Parts III., IV., V., VI., VII., and VIII.—Adjourned for the term.

SUPREME COURT—Trial Term—Parts I., II., III., IV., V., VI., VII., VIII., IX., X., XI., XII. and XIII.—Adjourned for the term.

Highest number reached in regular call on general calendar, 8625.

SURROGATES' COURT—Chambers—Fitzgerald, S.—Held on ground floor in County Court House. Wills for probate at 10:30 A. M.:

Annie L. Osgood.	Mary Heimberger.
Antonietta Colombo.	Catharine J. Kraus.
Fanny Starch.	Annie McLaughlin.
Adolphe Neuscott.	Carmen Wolf Blum.

SURROGATES' COURT—Trial Term—Adjourned for the term.

CITY COURT—Special Term—Conlan, J.—Opens at 10 A. M. Held in Trial Term, Part IV., Room, Brownstone Building, (Chambers Street.) Motions must be made returnable at 10:30 A. M. Defaults on motions will be taken at 11 A. M. No contested motions will be heard unless placed on the calendar before 10 A. M.

CITY COURT—Trial Term—Parts I., II., III., IV., and V.—Adjourned for the term.

COURT OF GENERAL SESSIONS—Part I.—McKean, J.—Opens at 10:30 A. M. Assistant District Attorney Townsend and Nott for the People.

	Pleadings.
1—Warren S. White.	1—Charles Stewart.
2—Willis Lankford.	2—John McArdle.
3—Charles Hedden.	3—George Washington.
4—Joseph Rocco.	4—Demetric Brancato.
5—Harold Bertham.	5—Samuel Goldstein.
6—Lillie Payt.	6—Edward Farrell.
7—Charles Devin.	7—John Jones.
8—John Cummings, otherwise called Chas. Hess.	8—Thomas Hayden.
9—Mamie Tierney.	9—Joseph Lucas.
10—Edward Gorman.	10—Mark Jones.
11—George Cox.	11—John Gemon.
12—Robert McVeigh.	12—Henry Porter.
13—George McIntyre.	13—Joseph Fishel.
14—Thomas Ellis.	14—John Adkatis.
15—Michael Livingston.	15—Robert Muller.
16—Abe Johnson.	16—Annie Arnoff.
17—Jennie Morris.	17—George Adams.
18—Max Rochstein.	18—Frank H. Campbell.
19—Benjamin Margulies.	19—Edward Wells.
20—Henry C. Honeck.	20—Ellis Cohen.
21—Mary Valentine.	21—Charles Hutchinson.
22—Wm. Spencer, alias William Rogers.	22—Wm. Fisher, otherwise called John Walker.
	23—Mark Coleman.

COURT OF GENERAL SESSIONS—Part I.—(Jury Term Continued—Held in Part IV. Room)—Goff, R.—Assistant District Attorneys Ely and Smith for the People.

1—William Spencer, alias William Rogers.

COURT OF GENERAL SESSIONS—Part II.—Rosalsky, J.—Opens at 10 A. M. Assistant District Attorney O'Connor for the People.

1—Joseph Weingeiln.	8—Deb Habit.
Arthur J. Edmonds.	9—Mary Barton.
Louis Martin.	10—Max Wegner.
2—Maurice De Vile.	11—Joe Hagen.
3—Giuseppe Russo.	12—Joseph Lang.
4—John Waters.	Larry Lang.
5—Daniel Bolles.	13—Francesco Lamana.
6—Thomas Middleton.	14—William J. Lewis.
7—Charles Wilson.	

COURT OF GENERAL SESSIONS—Parts III. and IV.—Adjourned for the term.

Receiver Appointed—New York.

SUPREME COURT—Truax, J.—Henry M. Sanders vs. Bertha F. Peck—Jacob Blumenthal.

Referee Appointed—New York.

SUPREME COURT—Scott, J.—Germania Life Insurance Company vs. Bird—Frank D. Arthur.

SUPREME COURT—Truax, J.—Lee vs. Lee—

THE COMMERCIAL WORLD

CASH QUOTATIONS.

Wheat, No. 2 mixed	.85½
Corn, No. 2 mixed	.68¾
Oats, No. 2 mixed	.47
Flour, Minnesota patents	$4.60
Cotton, middling	11.05
Coffee, No. 7 Rio	06 3-16
Sugar, granulated

IN THE REAL ESTATE FIELD

Good Volume of Dealing in Small Properties—Sales by Brokers and in the Auction Room.

Details of the leasing of the northwest corner of Sixth Avenue and Eighteenth Street by Benjamin Altman will be found in another column.

W. J. Hueston & Co. have sold for John W. Brady the three-story dwelling 200 Edgecombe Avenue. The buyer will occupy the house.

Louis Lese has bought from Christian Frank, through Hersog & Cohen, the five-story tenement 216 East Eighty-first Street, 25 by 102.2.

Bernard Freund has bought the three-story brownstone-front dwelling 116 West One Hundred and Twenty-sixth Street, 18.9 by 100.11.

Minnie Van B. Tunzilli has sold the five-story flat 155 West One Hundred and Third Street, on plot 31.8 by 100.11.

N. Rosenberg & Co. have sold for Ann Collins the two five-story flats 118 and 120 East One Hundred and Twentieth Street, on plot 50 by 100.11.

The property 1,942 Park Avenue, adjoining the northwest corner of One Hundred and Sixteenth Street, recently reported sold, was bought by the Broadway-Reliance Realty Company.

The lot 25 by 100, on Central Park West, 105 feet south of Eighty-ninth Street, sold last week by the Adler Estate, was purchased by the Central Park West Realty Company, owners of the adjoining plot on the Eighty-ninth Street corner.

Samuel Goldsticker has sold for the Lorillard estate to Lowenfeld & Prager, 8 Bowery, a five-story building, on lot 17 by 19.9 and irregular.

Lowenfeld & Prager have also bought 286 East Third Street, a five-story tenement, 22.7 by 100, and have sold to M. S. A. Wilson, for improvement, 408 and 410 East Eighty-ninth Street, a plot 40 by 100.8; also, for Isaac Margareten, 236 to 234 East Ninety-sixth Street, three five-story tenements, on plot 16.7 by 100.8.

Harry K. Davenport has sold 443 Pleasant Avenue, southeast corner of One Hundred and Twenty-third Street, a four-story tenement, on lot 21.11 by 100.

J. Friedman has bought from H. B. Anderson 50 Carmine Street, a six-story tenement, with stores, on lot 25 by 80.

Harris & Kahn have sold the four-story tenement, 2,109 First Avenue, 25 by 100; also, the three-story frame building 225 East One Hundred and Eleventh Street, 20 by 100.11.

Samuel J. Siegel has sold for Samuel Davis to L. Rudich, for $22,000, the five-story double flat 156 East One Hundred and Sixth Street, 50 by 81.

Harris Sokolski & Son have sold for Schwitzer Brothers 125 Madison Street, a seven-story tenement, 25 by 74.

Joseph Weill, as broker, has sold the four-story brick double flat on the south side of One Hundred and Fifty-fourth Street, 200 feet east of Morris Avenue; also, for James Lane, a lot 25 by 100, on the south side of Hancock Street, Van Nest Park.

M. L. & C. Ernst have sold to Joseph Horowitz, through Jacob Leitner, the four-story flat 1,485 Brook Avenue.

R. L. Brown's Sons have sold for James J. Murray, to Henry Borgstedt, the 122 and 123 on the McGraw estate property, on the east side of Harrison Avenue, 225 feet south of McGraw Avenue.

Jackson & Stern have leased to Butler Davenport for a term of ten years the old Elias mansion, 54 West Thirty-ninth Street, on plot 25 by 98.9.

Mrs. Emeline B. Marcey has leased for twenty-one years the four-story dwelling 309 Fifth Avenue. The house will be converted into a business building.

Quackenbush & Brice have sold for Esther A. Wheaton the six-story apartment, 49 by 100, at 64 West One Hundred and Eighth Street.

The Humphreys estate has leased the four-story dwelling 22 West Thirty-ninth Street, 22 by 98.9, for a term of five years.

Results at Auction.

Yesterday's offerings in the Real Estate Salesroom, 161 Broadway, resulted as follows:

By George R. Read.

243 East One Hundred and Tenth Street, north side, 166.8 feet west of Second Avenue 16.8 by 100.11, three-story brick dwelling; foreclosure sale to the plaintiff, H. M. Kanzler $6,300

By Joseph P. Day.

$84 and $86 Broome Street, north side, 80 feet east of Hudson Street, 47 by 84.4, brick tenement; foreclosure sale, to Ignatz Rosenbaum $1,350

To-day's Auction Sales.

The following sales at auction are down for to-day at 161 Broadway:

By Parish, Fisher, Mooney & Co., partition sale, Randolph Hurry, referee, 269 Broadway, west side, 50 feet north of Franklin Street, running through to Franklin Alley 25 by 150, five-story stone front building; 38 West Twenty-eighth Street, south side, 250 feet east of Sixth Avenue, 25 by 98.9, five-story stone-front building.

By Parish, Fisher, Mooney & Co., foreclosure sale, Augustine R. McMahon, referee, Fort Washington Avenue, east side, 125 feet north of Depot Lane, 25 by 100, on judgment; $3,970; subject to another mortgage for $800.

By James L. Wells, foreclosure sale, Frank Cochrane, referee, 1,104 Simpson Street, east side, 72.11 feet north of Home Street, 22 by 100, three-story frame dwelling; Due on judgment, $6,329.

By Peter P. Meyer, administrator's sale, 1,750 Bedford Avenue, northwest side, between One Hundred and Ninety-seventh and Dock Streets, 16.8 by 100, three-story frame dwelling.

By Joseph P. Day, foreclosure sale, Miles M. O'Brien, referee, One Hundred and Sixty-ninth Street, north side, 238 feet west of Gerard Avenue, 50 by 85, two-story frame dwelling, with stable. Due on judgment, $2,315.

THE BUILDING DEPARTMENT.

List of Plans Filed for New Structures and Alterations.

Nos. 9 and 11 Roosevelt Street, for a six-story brick flat, 50 by 87; J. Fruhberg of 120 Vernon Av, Brooklyn, owner; A. E. Bedt of 1 Union Square West, architect; cost, $65,000.

Nos. 25 and 27 West Thirty-first Street, for an eleven-story brick building, 43.4 by 98.9; J. C. Goodhull of 139 Broadway, owner; E. Ayres, owner; A. N. Allen of 571 Fifth Avenue, architect; cost, $150,000.

No. 237 and 239 East Sixty-fourth Street, for a three-story brick factory, 50 by 100; W. Boardman of 21 Liberty Street, owner; H. Brandenberg of 216 East Sixty-fifth Street, architect; cost, $10,000.

Avenue C, west side, One Hundred and Tenth to One Hundred and Eleventh Street, for a one-story concrete storage building, 46.8 by 50.4; Consolidated Gas Company of 4 Irving Place, owner; H. Bruce of 4 Irving Place, architect; cost, $6,000.

Nos. 44½ and 46 Broome Street, for a six-story brick tenement, with stores, 50.3 by 61.10; Hillman & Goldinz of 282 Henry Street, owners; Rose & Sunglasser of 22 Park Row, architects; cost, $30,000.

Webster Avenue, east side, 2,400 feet south of Two Hundred and Fifty-third Street, for a one-story frame freight station, 22 by 22; New York Central and Hudson River Railroad, owner; C. Wellesly Smith, Grand Central Depot, architect; cost, $1,200.

Morgan Avenue, south side, 300 feet east of Albee Avenue, for a two-and-a-half-story frame dwelling, 25 by 50; Richard Swift, Ocean Avenue, Plainfield, N. J., owner; Charles R. Baxter, Westchester, architect; cost, $750.

Park Avenue, west side, 225 feet south of One Hundred and Eighty-third Street, for a three-story frame tenement, 24 by 56; Margaretha Koenig of 408 East One Hundred and Sixth Street, owner; W. C. Dickerson of One Hundred and Forty-ninth Street and Third Avenue, architect; cost, $7,000.

Alterations.

No. 2 East Ninety-second Street, to a four-story brick dwelling; A. R. Starr, premises, owner; Turner & Elliott of 9 Maiden Lane, architects; cost, $2,000.

No. 227 East One Hundred and Third Street, to a five-story brick tenement; Weil & Mayer of 32 Nassau Street, owners; M. Zipkes of 35 Ludlow Street, architect; cost, $2,000.

No. 140 East Sixty-second Street, to a three-story brick dwelling; E. M. Armstrong of 147 East Thirty-eighth Street, owner; J. E. Tinton of 1,123 Broadway, architect; cost, $3,700.

No. 224 West Sixty-third Street, to a four-story brick school; Children's Aid Society of 105 East Twenty-second Street, owner; J. H. McCullagh of 148 West Fourth Street, architect; cost, $750.

No. 422 East Twenty-ninth Street, to a one-story brick power house; United Electric and Power Company of 55 Duane Street, owner; W. J. Monaghan of 55 Duane Street, architect; cost, $200.

No. 424 East Ninety-fifth Street, to a three-story brick dwelling; E. Steimer, premises, owner; E. Mecreselmer of 23 Union Square West, architect; cost, $600.

Two Hundred and Second Street, north side, 75 feet east of Valentine Avenue, to a two-story frame dwelling, 24 by 28; John J. Hyland, Bailey Place, owner; Frederick D. Miller of 3,952 East Two Hundredth Street, architect; cost, $900.

Third Avenue, west side, 166 feet south of Tremont Avenue, a five-story frame dwelling, 16.4 by 80.4; Barnard Block Avenue A, owner; J. J. Vreeland of 1,662 Webster Avenue, architect; cost, $800.

Nos. 213, 215, 217 and 217 Front Avenue, to three two-story frame dwellings, 24 by 40; James H. Patton of 218 Jackson Avenue, owner and architect; cost, $450.

REAL ESTATE TRANSFERS.

Wednesday, July 8.

BAILEY AV, e s, 400.2 ft s of King's Bridge Road, 50x100; John G. Baker to Cecelia A. Fuller, other consideration and $100

BATHGATE AV, e s, 125 ft s of 172d St, 25x100; Royal Heffernan to Simon Gerbuley, (mtg $4,750,) other consideration and 100

BATHGATE AV, 2,240, e s, 24.1x irreg x 114 Edwin L. Wesson, referee, to Max Ehrlich, 2d 3,300

BROOK AV, 548, e s, 38x100, Bradley & Currier Company to George Lindemeyer, (mtg $16,500) 18,000

CANAL ST, 350, s w s, 25.7x87.10x irreg x irreg; George E. Mott, executor, to Ida Ladenburg 35,000

CHERRY ST, s s, 225.5 ft e of Clinton St, 25.3x104.2; Joseph Mackey to James F. Mackey and others, (mtg $5,000) ..... Nom.

CONVENT AV, e s, 20.11 ft s of 145th St, 20x90; Mary E. Veit to William J. Van Pelt ..... Nom.

ELM ST, 193, e s, 18.9x100.4; May Walace to Henry C. Smith, S. A. & T. ..... Nom.

FORDHAM AV, n w s, 225 ft s w of King's Bridge Road, runs s w 75x n w 8x n w 8x n w 8 to beginning; A. Griffin Salter, trustee, and others to Marion Vought, R. & S. ..... Nom.

FOREST AV, 1,176, e s, 24.2x193.1x irreg x irreg; Charles F. Hagemeyer to Catharina M. Hagemeyer, H. & S., all title. Nom.

HOUSTON ST, 161 and 163, s s, runs s w 19.6x w 1.10x n 72.7x s 19.9x s e 27.9 to beginning; Isidore S. Morn and another to Gennaro Sferra 100

RIDGE ST, 80, e s; Henry G. Wenzel to Abraham Katz ..... Nom.

SULLIVAN ST, 217, e s, 20x100; Isaac Leader and others to Cornelia R. Nash 42,000

WEBSTER AV, w s, 120.8 ft n of 194th St, 25.11x70.10x irreg x 75.8; William R. Wright to George W. Murray ..... Nom.

WEST END AV, w s, 75.8 ft n of 92d St, 18x100; Theresa F. Collins to United States Fidelity and Guaranty Company, (mtg $15,000) ..... Nom.

WEST END AV, w s, 50.8 ft n of 67th St, 25x80; Frank Mosner to Benjamin Werthemer and another, (mtg $11,000) ..... Nom.

WHITE PLAINS ROAD, w s, 50 ft n of 9th Av, 25x105; Frank Gertner and another to Pauline Teasdale ..... Nom.

WHITE PLAINS ROAD, e s, 56.9x70.10x irreg x irreg; Antonio Ruggiero to Vincenzo Ruggiero, (mtg $8,500) ..... Nom.

WHITE PLAINS AV, 1st s s, 100 ft east of South Mount Vernon, 40x110x irreg x irreg; John H. Bauer to Anton Wellecker 3,400

2D AV, e s, extending from s s of 126th St, 60 ft n, s of 127th St, or av, 25x124; Wm. Wansfield; George Walker to Fulham Realty Company, R. & S. 500

2D AV, 1,606, e s, 25x75; John F. Genthner to Charles Schmuts and another, (mtg $12,000,) other consideration and 100

2D AV, s w corner of 62d St, 47x—x irreg x 100; Jacob Blendermann and another to William H. Wellbrock, all liens ..... Nom.

7TH AV, 234, w s, 24.8x—x98.11; Maniola A. Raymond to Juliet M. Hotchkiss, (mtg $22,500) ..... Nom.

7TH AV, 1,832 and 1,834, e s, 54x100; Marie L. Quantier to Mirabella Duhain, (mtg $12,000,) other consideration and 100

8TH ST, e s, 8 Lot 180, map of Union-port, 18x108; Sarah E. Austin and others to John G. Porter ..... Nom.

8TH ST, e s, 8 Lot 181, map of Union-port, 18x108; John G. Porter to Thomas F. White ..... Nom.

10TH ST, n s, 194 ft e of University Place, 24.10x94.9; William C. Dewey to William Lawrence, (mtg $70,507.50) 100

32D ST, s s, 115 ft e of 9th Av, 20x98.9; 524 St, s s, 79 ft e of 9th Av, 19x98.9; Elizabeth Irving to the Stuyvesant Real Estate Company, other consideration and 100

59TH ST, n s, 254.2 ft w of 8th Av, 21x98.9; Magdalene Muller to John I. Hart, 1/3 part, other consideration and 2,000

420 ST West of 3d Av, 25x100.5; Louise W. Tiffany to Jacob Goetz and another ..... Nom.

46TH ST, 147 East, 16.6x100.5; John Keegan to Charles J. Ballard ..... Nom.

47TH ST, 344 West, 22x100.5; Charles A. Schrag to Catharine E. M. Zerbst, other consideration and 100

57TH ST, e s, 220.6 ft w of 1st Av, runs s 100.5, n 37.8x n e 27 to beginning; Joseph Mackey to James F. Mackey and others, (mtg $6,000) ..... Gift.

63D ST, s s, 250 ft w of 1st Av, 25x100.5; Sydney Fisher to Andrew Sabini and another, other consideration and 100

80TH ST, 57 East, 25x102.5; Samuel J. Jacobs and others, executors, to Ida L. Oppenheimer, (mtg $10,000) $7,500

81ST ST, 229 East, 25x102.2; Joseph Mackey to James F. Mackey and others, (mtg $5,000) ..... Nom.

81ST ST, 237 East, 25x102.2; Joseph Mackey to James F. Mackey and others, (mtg $5,000) ..... Nom.

82D ST, 113 West, 25.1x100.8; the New York Life Insurance and Trust Company to Terence Smith and another 22,770

86TH ST, s s, 100 ft s of 1st Av, 40x100.8; Pincus Lowenfeld and another to Max S. A. Wilson, (mtg $9,000) ..... Nom.

86TH ST, 230, 232, and 234 East, 75x100.8; Pincus Lowenfeld and another to Ignatz Margareten, (mtgs $45,500) ..... Nom.

92D ST, s s, 200 ft e of Columbus Av, 25x100.11; John M. Robinson to Myron W. Robinson, (mtg $5,000,) other consideration and 100

105D ST, s s, 99.9 ft e of 9th Av, 25x 99.11; Julia L. Cryan to John R. Davidson, (mtg $18,500,) correction, July 7, 1903 ..... Nom.

103D ST, 7, s s, 325 ft e of 2d Av, 25x100.11; Jonas Weil and another to Isidor Teitelbaum and another, (mtg $10,000) ..... Nom.

112TH ST, 226 East, 20x100.11; Bridget Reilly to Tommasina Pernetti, (mtg $5,000) ..... Nom.

127TH ST, 225 West, 18x100.11; Marie L. Gautier to Mirabella Duhain 215

112TH ST, 8 East, 25x100.11; Max Cohen to Gottlieb Glauber and another, (mtg $19,000) ..... Nom.

113TH ST, 115 West, 25x100.11; Ignatz Margareten to Adolph Schelbel, (mtg $24,000) 100

116TH ST, 10 East, 25x100.11; Max Cohen and another to Gottlieb Glauber and another, (mtgs $19,000) ..... Nom.

121ST ST, 11 West, 16.6x100.11; Clarence Lexow, referee, to Chelsea Realty Company 100

124TH ST, 430 West, 25x100.11; Rose Docter to Sarah H. De Voe, (mtgs $22,500;) other consideration and 100

125TH ST, s s, 112.6 ft w of 7th Av, runs s 62.6 x s 201.10 x s 60x n 60x n 6.6x n 111.10 to beginning; Josephine Morgenthau to Samson Lackman and another, ½ part, (¼ part mtg $100,000) 46,450

125TH ST, s s, 462.5 ft w of 7th Av, runs s 201.10x n 60x n 201.10x w 62.6 to beginning; 125th St, s s, 112.6 ft w of 7th Av, runs w 62.6 x s 201.10x s 60x n 60x w 6.6x n 111.10 to beginning; Samson Lackman and another to 125th Street Realty Company, other consideration and 100

126TH ST, 232 East, 18.9x99.11; Charles Schuetze to Mark Aaron, (mtg $6,000) 2,000

135TH ST, 510, s s, 275 ft w of St. Ann's Av, 25x100; John G. Baiber to Conrad Biebert, (mtg $11,000,) other consideration and 100

142D ST, s s, 100 ft e of College Av, 50x100; Hedwig Schlosser to Henry Gourier, 1-2 part, other consideration and 100

165TH ST, s s, 38.4 ft w of Union Av, 18.4x80; Charles Schmuts to John F. Genthner, (mtg $5,000,) other consideration and 100

165TH ST, 839 and 901, s s, 48.5x100; James T. Barry to August Gosling and another, (mtgs $25,000) 100

170TH ST, s w corner of Croton Av, 100x107.6; Milton S. Guiterman, referee, to the American Savings Bank 10,000

Recorded Leases.

BEDFORD ST, 23 and 25; Ruford Franklin to Michael Cerussi, 5 3-12 years $1,200

CANAL ST, 319 and 321; Frederick Dr Fricke to John H. Prell and another, 5 years 1,800

WEST ST, 435; Joseph Moonan to Matilda C. Nienberg, 5 years 3,000

1ST AV, 1,978; John W. Love to Janet Dunlop, 3 years and 6 months 600

3D AV, 645; Francis Mulvey to Ling Walley, 2 10-12 years 840

7TH AV, 461; Marguerite Delmour and another to Michael E. Ward, 10 years 3,000

8TH AV, n w corner of 17th St; John Winters to Charles Knickrihm, 9 10-12 years $3,000

2ND ST, 203 West; Miriam L. Tyler to John J. Cavanagh, 8 years $2,200

6TH ST, 234 West; Joseph Rosenweig to Walter R. Senior, 1 year 1,600

110TH ST, 243 and 245 East; Ida M. Tucker to Charles W. Edwards, 5 years. 1,400

Recorded Mortgages.

Interest is at 5 per cent. unless otherwise specified.

BECK, Katharina, and another to Helena Jenny; 1,399 Webster Av, 5 years, 4½ per cent 4,500

BLEECH, Ignatz, and another to Samuel Zivirn; 107th St, n s, 100 ft e of 3d Av, due June 1, 1904, 6 per cent 2,000

BRAENDER, Philip, to the German Savings Bank; 13th St, n s, 207.8 ft w of Broadway, 5 years, 4½ per cent 60,000

CAMPBELL, Annie A., to Charles F. Holm; 103d St, s s, 300 ft w of 9th Av, prior mtg $15,000, due Sept. 7, 1903, 6 per cent 10,000

CAVANAGH, Albert, to Lawyers' Title Insurance Company; 111th St, n s, 75 ft w of Amsterdam Av, 3 years 20,000

DEARE, Ida M., to Lawyers' Title Insurance Company; 52d St, 245 West, 3 years, 4½ per cent 7,000

ELY, Mary H., and another to George W. Davis; 620 St, 59 West, 3 years, —— per cent 535

ELY, Mary H., and another to George W. Davis; 622 St, 59 West, 3 years, 4½ per cent 15,800

FAULKNER, Charles S., to Elizabeth A. Smith, guardian; 46th St, n s, 216.5 ft w of 3d Av, 2 years 12,000

FISHER, Edwin, to Joseph Henning; 141st St, n s, 375 ft w of Morris Place, 3 years 6,800

FREUDMAN, Charles, and another to Pincus Lowenfeld and another; Clinton St, s w corner Delancey St; also, Clinton St, 215, building loan, 1 year, 6 per cent 26,000

GLAUBER, Nathan L., to Gottlieb Glauber; 118th St, s s, 120 ft e of 8th Av, 2 years, 4 per cent 3,000

GOETZ, Jacob, and another, to Louis V. Tiffany; 422 St, s s, 200 ft w of 2d Av, 3 years 18,000

HERTZ, Josephine E., to Martin J. Cox; 118th St, 139 East, 3 years 8,000

HOBBY, J. Oakley, to Caroline H. Harrad; 126th St, 112 West, due July 1, 1904 16,000

HOTCHKISS, Juliet M., to Emilie J. Raymond; 7th Av, 324, 3 years 22,500

KATZ, Abraham, to Henry G. Wenzel; Ridge St, 50, prior mtg $16,000, installments 6,000

KNOWLES, James, to Title Guarantee and Trust Company; 153d St, s s, 150 ft east Amsterdam Av, 2 years 2,000

LACHTRUP, Ida, to the Trust Company of Long Island; 3d Av, 2,204, 3 years, 4½ per cent 15,000

LAMBERT, John A., to the Metropolitan Savings Bank; 116th St, n s, 236.8 ft w of 2d Av, 1 year, 6 per cent 6,000

LEARNED, Percy, to Title Guarantee and Trust Company; 84 Av, s w s, 142.2 ft s e of 183d St, 3 years 2,500

LEE, Roberta, to Harlem Savings Bank; 162 East 100th St, 1 year 3,000

LEVIN, Samuel, and another, to Esther Messing and another; Henry St, n s, 312.6 ft e of Market St, 5 years, 6 per cent 5,000

MELLON, Martha W., to Ella K. Murphy; Bathgate Av, 2,265, 3 years 3,500

MURRAY, George W., to Thomas D. Murray; Morris Av, s w corner of 161st St, 3 years, 6 per cent 3,000

MURTHA, Thomas F., to Mary A. Pettit; 120th St, 315 East, 3 years, 5 per cent 7,000

NEWMARK, Amelia, to Moses M. Valentine; Ludlow St, s s, 102.6 ft n e of Rivington St, due Jan. 1, 1904, 6 per cent 25,000

NEWMARK, Amelia, to Moses M. Valentine; Ludlow St, s s, 102.6 ft n e of Rivington St, due July 30, 1903, 6 per cent 4,400

O'CONNOR, William M., to Title Guarantee and Trust Company; 26th St, 262 West, due May 26, 1905 7,500

OESTING, August, and wife to James T. Barry; 106th St, n s, 25 ft w of Trinity Av, prior mtg $12,500, 3 years 2,500

OESTING, August, and wife to James T. Barry; 106th St, n s, 49.8 ft w of Trinity Av, prior mtg $12,500 2,500

O'KELLY, Mercedes T., to Title Guarantee and Trust Company; 71st St, 107 West, 3 years, 4½ per cent 12,000

PERNETTI, Tommasina, to Bridget Reilly; 112th St, s s, 105 ft w of 2d Av, 1 year 900

POTTERHAM, Eliza, and another, to Reilly Cost; 120th St, 435 East, 3 years, 4½ per cent 16,500

RABINOWITZ, Joseph, to August Kaats; Avenue C, s w corner of 7th St, 2 years, 6 per cent 5,000

ROSEN, Joseph H., to Thersea Shuster; 163 East 100th St, 1 year 2,000

RUGGIERO, Vincenzo, to Bridget Howley; White Plains Road or Av, s s, 68.9 ft s of 1st Av, 1 year, 6 per cent 1,000

SARINI, Andrea, and another to Sydney Fisher; 230 East 63d St, 3 years 2,000

SPERRA, Gennaro, to Isidore A. Kors and another; 161 and 163 West Houston St, due July 1, 1905, 4½ per cent 11,250

SMITH, Terence, and wife to the New York Life Insurance and Trust Company; 36th St, 115 East, 1 year, 4 per cent 17,770

TRASDALE, Pauline, (Gartner,) and others, heirs, &c., to Diedrick Fink; White Plains Road, s w s, 80 ft n of 9th Av, due June 1, 1906 2,400

TEITELBAUM, Isidor, and another to Jonas Weil and another; 1026 St, n s, 285 ft e of 3d Av, 3 years, 4 per cent 10,000

VAN PELT, William J., to City Real Estate Company; Convent Av, e s, 69.11 ft s of 145th St, 3 years, 4 per cent 18,000

WELLEDER, Anton, to George Haber; White Plains Road, 1st s s, 50 ft east in South Mount Vernon, 2 years 2,400

WILSON, Max S. A., to Pincus Lowenfeld and another; 86th St, s s, 106 ft e of 1st Av, 1 year, 6 per cent 4,700

ZERBST, Catherine E. M., to Title Guarantee and Trust Company; 941 West 47th St, 3 years, 4 per cent 10,000

Assignments of Mortgages.

AMERICAN MORTGAGE COMPANY to W. Adele Smith and another, executors and trustees $5,000

AMERICAN MORTGAGE COMPANY to Lawyers' Mortgage Insurance Company. $2,000

BENEE, Frank, to Henry Kahn 2

BRIEN, Henry, and another, executors, to Henry Brien, Jr. 5,000

BRIEN, Henry, and another, executors, to Henry Brien, Jr. 17,000

BROWN, Agnes A., to Hugh H. Fleming, all title 1

BURNS, Jessie J., and another, executors, to Alice B. Burns 3,000

CITY MORTGAGE COMPANY to Continental Trust Company 1

FIDELITY TRUST COMPANY, administrator, to Catherine Conant 4,000

GERHARDT, Katharina, to Andrew Lebert 400

KAUFMANN, Jacob, to Ida Seidelbach 1

LOWENFELD, Frederick, and others, executors, to Frederick F. Lowenfeld 7,097

MANHATTAN MORTGAGE COMPANY to Harlem Savings Bank 16,825

MARGARETEN, Ignatz, to Pincus Lowenfeld and another 6,800

PITT, Wilfred M., and another, trustees, to F. Tecumseh Sherman 7,800

REICH, Bernard, to the State Bank 1

ROSENBLATT, Leo G., trustee, to Leo G. Rosenblatt, trustee; assigns 6 mortgages 1,107

STARR, William G., to Anna M. Bulley and another, executors, assigns 2 mortgages 11,000

STEELE, Sandford, S., guardian, to Florence Bates 1

TITLE GUARANTEE AND TRUST Company to Frances C. Shortland and another, trustees 25,000

TITLE GUARANTEE AND TRUST Company to the Fourth Universalist Society in New York 10,000

TITLE GUARANTEE AND TRUST Company to the Albany Law School 10,000

WACHT, Samuel, to Harry M. Goldberg 1

Mechanics' Liens.

CHRISTOPHER ST, 135 to 137; Gustav Ernst, against the rector, &c., of St. Veronica's Church, owners; John Maher & Son, contractors $800

PINE ST, 73 to 77; F. M. Du Bois & Co. against Anna E. Enos, owner; Union Molasses Company, lessee and contractor 215

WILLIS AV, 120 to 134; Carl M. Bernegau, as receiver, against Mary A. Gunbleton and the Bronx Bath Company, owners; Patrick Gallagher, contractor 1,233

46TH ST and Lexington Av, n e corner, 51.3x100.5; Isaac Ossorman against Henry Gunblach and Henry Kock, owners and contractors 1,250

60TH ST, 14 to 18 East; Daniel Ryan against the Alpha Realty Company, owner; T. J. Fanning, contractor 64

80TH ST, 7 and 9 East; Neal & Hinker Company against Adolphus Olsen, owner and contractor 650

BUILDING LOAN CONTRACTS, CHAPTER 78, UNDER LAWS OF 1900.

LUDLOW ST, s e s, 50x100; Joseph S. Walnbrach against Samuel Schnur and another, April 14, 1903, recorded $407

JEFFERSON ST, 90; Mutual Lumber Company against B. Emmerson and another, Feb. 6, 1903 45

6TH AV, 247 to 251, and 16th St, 104 and 106 West; Jacob Gies against Jane Thomas, Dec. 27, 1902 7,700

12TH ST, n s, 108 ft w of Avenue C, 25x105, Bronx; Camilo Scottino against Charles C. Koenig, July 1, 1903, by bond 455

6TH ST, 204 West; Emil F. Wildfeuer against Elias S. Conkling, Oct. 7, 1902 15

137TH ST and Brown Place, s w corner; Joseph Buellesbach against the Emanuel Evangelical Lutheran Church and another, June 30, 1903 250

Lis Pendens.

CENTRAL PARK WEST AND 102D ST, n w corner, 100x100; Russell Sage against Louis Mendelson and another, (foreclosure of mortgage;) attorneys, Reed & Reed.

PROSPECT AV, e s, 350 ft n of Macy Place, 75x128.4x irregular; Frederick Schnaufer against Mortimer S. Macy and another, (action to foreclose mechanic's lien;) attorneys, Foster & Foster.

6TH ST, n s, 333 ft w of Avenue D, 20x92.8; Lina Roseman, executrix, against Louis Block and another, (foreclosure of mortgage;) attorneys, Davis & Cauffman.

32D ST, 344 East; City of New York against John McGowan; 88th St, 356 East, same against Mary T. Morgan; 123d St, 528 West, same against Caroline Schmidt; 12th St, 603 East, same against Maud F. Herman; 10th St, 571 East, same against Augustus Prentice; 8th Av, 2,301, same against Susan B. Loughran; 29th St, 370 West, same against Frances Wilmurdy; 77th St, 232 East, same against Otto Doepfner; eight actions, (violation of tenement acts;) attorney, G. L. Rives.

41ST ST, 141 West; Jennie Kelly against John Kelly and another, (action to declare trust;) attorneys, Reed & Reed.

111TH ST, n s, 150 ft e of Park Av, 16x45; City of New York against Victor Heimberger, (violation of building laws;) attorney, G. L. Rives.

BUSINESS TROUBLES.

New York City.

ZUCKER & LOEWENKOPF.—Herman Zucker and Samuel Loewenkopf, composing the firm of Zucker & Loewenkopf, wholesale and retail dealers in dry goods and dress goods at 39 and 41 Hester Street, made an assignment yesterday to Louis Rubin. The business was started in May, 1896, and a year ago they claimed to have a capital of $17,000. Shafer & Levin, the attorneys, said that the liabilities are about $12,000, but they could not give the amount of assets until an inventory had been made. There is a good stock on hand in the two stores. The assignment was attributed to poor business and big expenses.

Out of Town.

STOREY MOTOR AND ELECTRIC COMPANY.—George R. Beach of Jersey City has been appointed receiver for the Storey Motor and Electric Company of Harrison, N. J. The liabilities are placed at $68,000 and the assets at $85,000. The latter amount includes the plant and machinery, which are inventoried at full value.

NEW JERSEY AGRICULTURAL CHEMICAL COMPANY.—Vice Chancellor Stevens of New Jersey signed an order in Newark yesterday for the distribution of the balance of the assets of the defunct New Jersey Agricultural Chemical Company that are in the hands of Chauncey G. Parker, the receiver. The creditors have already received 15 per cent., and by the distribution now ordered will receive 4 per cent. more. John N. Hoff, who was recently arrested in New York, but who is now in the sanitarium, was the organizer of the company.

PETITIONS IN BANKRUPTCY.

CHARLES E. VAGHT.—Charles E. Vaght, residing at 1,844 Second Avenue, has filed a petition in bankruptcy, with liabilities of $1,175 and no assets.

DAILY AMERICA PUBLISHING COMPANY.—Schedules in bankruptcy of The Daily America Publishing Company of 1,435 Broadway show liabilities of $41,571, and nominal assets of $24,496, consisting of cash, $50; machinery and fixtures, $800; outstanding accounts, $13,946; copyrights, good will, &c., $10,000. Among the creditors are Frances Drake Rice, $31,240 for money loaned; Hotel Rogowski, $3,800; Martin Rothschild, $1,000; Western Union Telegraph Company, $1,219, and the New York Telephone Company, $161. The company owes $1,135 for salaries.

DISCHARGES IN BANKRUPTCY.

The following discharges in bankruptcy were granted yesterday by Judge Thomas in the United States District Court:

Leopold Ach, baker, 87 East One Hundred and Sixteenth Street.—Petition filed May 19, 1903; liabilities, $1,548.

Benedict Stern, theatrical manager, 250 West Ninety-second Street.—Petition filed May 18, 1903; liabilities, $8,942.

Stamm & Perlberg, cloaks and suits, 124 Greene Street.—Petition filed Nov. 21, 1902; liabilities, $5,420.

Louis Iselin, liquors, 335 Madison Street.—Petition filed May 5, 1903; liabilities, $3,442.

Barnet Rubin, woolens, 101 Chrystie Street.—Petition filed May 19, 1903; liabilities, $1,500.

William C. Kinsey, salesman of Mount Vernon, formerly of Moloney & Co., cloak manufacturers at 20 Clinton Place; liabilities, $16,157.

Wolford & Dubois, formerly wholesale dealers in woolens at 47 Leonard Street; liabilities, $12,510.

Abraham Greenberg, clothing manufacturer of 23 East Broadway; liabilities, $2,106.

DRESSER SETTLEMENT PLAN.

Offer of 25 Per Cent. is Made to Commission Firm's Creditors.

According to a statement made yesterday by Morris J. Hirsch, counsel for D. Le Roy Dresser & Co., commission merchants of 15 and 17 Greene Street, put into bankruptcy on March 7, a settlement on a basis of 25 cents on the dollar will be made with all creditors.

A member of the law firm of Black, Olcott, Gruber & Bonynge, the attorneys for the receiver, said yesterday that the settlement fixed upon by Mr. Hirsch was his own plan. The receiver's counsel said that he had heard nothing of any such settlement from the thirty or more lawyers who are acting for the creditors.

Attachment Against Broker Vacated.

Platzek & Stroock, attorneys for Sigmund Goldberg, stockbroker at 60 Broadway, against whom an attachment was issued on Tuesday for $25,000 in favor of Frank J. Fahey on an assigned claim of Ware & Leland, said yesterday afternoon that Judge Truax of the Supreme Court had granted an order to vacate the attachment, as the parties had made a settlement. An order of discontinuance has been entered and the Sheriff has withdrawn. Mr. Goldberg continues business as before and the Exchange and banks have been notified of the vacation of the attachment.

Judgments.

The following judgments were filed yesterday, the first name being that of the debtor:

ADLER, Solomon, and Abraham Kern—A. Schroeder	$419
BARD, Frederic H.—E. W. O'Meara	677
BLAIR, Samuel H.—M. Hall	107
BUTLER, Willard P., trustee—C. A. Bandonine and another, trustees, costs	173
BROWN, James E.—W. C. Hoeber and another	321
CHESAPEAKE AND OHIO RAILWAY Company—Roessler & Hasslacher Chemical Company	494
COHEN, Samuel L.—Spear	223
COHEN, Louis—S. Silver	274
DANE, Ernest L., and Hattie A. Hoag—Dane Piano Company	1,050
DEMAREST, John H.—E. M. Talbot	87
EDELMAN, Louis—I. Dohlmeyer	136
EHRMAN, Mary—M. Reiss	44
EISEN, Max D.—C. F. Goldsmith and another	61
FREEMAN, George A.—E. B. Tompkins and another	695
FEUCHT, August—J. Frank	462
GILLINGS, Peter—G. Reeber and another	32
HIRSCH, Isidore—H. L. Franklin	261
HAMILTON, Joseph and Louis—Y. J. Hoke and another	34
HAUGHEY, Louis C.—M. A. Burnham and another	59
INGRAM, William, and John McGillivray—Lance Brothers, Incorporated	725
KENNELLY, Court N.—H. Sammins	97
KENNELLY, Court N.—T. Sammins	102
LESTER, George C.—A. J. Kellhafer	242
LYMAN, William—M. E. Weber	3,659
LEGATI, Charles E.—M. A. Burnham and another	37
MURRAY, John A.—G. H. Gilman, trustee	65
MAJORY, William F.—W. H. Schmohl	44
MINTER, Samuel F.—Park Laundry Company	101
MITTENTHAL, Charles J.—S. Wilson and another	51
MOORE, John N.—J. J. Hynes	147
McCLELLAND, Elisabeth A.—Dunbar Box and Lumber Company	40
McCLOSKY, Frank—Sons Company, Inc.	150
PAULSON, Herman—A. Gilbody	243
RIFLEY, Isabella M.—

SHIPPING AND FOREIGN MAILS.

Steamers Sailing—This Day.

	A. M.	A. M.	P. M.
Sun rises		Sun sets	

High Water This Day.

	A. M.	A. M.	P. M.
S. Hook	Gibbons Id'g	Yonkers, Conn.	0:44
	P. M.	P. M.	P. M.
S. Hook	Gibbons Id'g	Yonkers, Conn.	1:32

Outgoing Steamships.

SUNDAY, (THURSDAY) JULY 9.

		Date Close.	Vessels Sail.
Sagamore	Savannah		
Mexico	Mexico	8:00 A. M.	11:00 A. M.
Prinzessin Alice	Cuba, Mex.	12:00 P. M.	2:00 P. M.
Thomas	Kingston, Ja.	12:00 P. M.	3:00 P. M.
Grosser Kurfurst	Bremen		10:00 A. M.
Saint Louis	Southampton		8:00 A. M.
Jacksonville	Jacksonville	4 P. M.	5:00 P. M.
Florida	Charleston		3:00 P. M.
Prinzess Irene	Colon		12:00 M.
La Gascogne	Havre	7:00 A. M.	10:00 A. M.
Pennsylvania	Hamburg		10:00 A. M.
Saint John	Jacksonville	8:00 P. M.	
Saint Paul	Southampton		8:00 A. M.
Rhynland	Rotterdam		11:00 A. M.
Philadelphia	London	12:00 M.	3:00 P. M.
Ponce	Ponce		3:00 P. M.
Ontario	Glasgow	7:00 A. M.	10:00 A. M.
Arcadian	Charleston and Savannah		2:00 P. M.
Alabama	Portland, Me.	6:30 A. M.	12:00 M.
Cretic	Cuba, via Havana	12:00 P. M.	3:00 P. M.
Saint Mary	New Orleans		12:00 M.
El Monte	Galveston		3:00 P. M.
Oregon	Liverpool	3:00 P. M.	4:00 P. M.
Minnehaha	Savannah	6:30 A. M.	10:00 A. M.
Kansas	Galveston	12:30 P. M.	4:00 P. M.
Grosser Kurfurst	Bremen		10:00 A. M.
Norseman	Christiania, Fare.	9:00 A. M.	1:00 P. M.
Monroe	Norfolk	3:00 P. M.	5:00 P. M.
Morro Castle	Cuba, via Havana	10:00 A. M.	1:00 P. M.
Galveston	Galveston, via Key West		2:00 P. M.
Philadelphia	Porto Rico, Venezuela, &c.	8:00 A. M.	12:00 M.
Pennsylvania	Hamburg	8:00 A. M.	10:00 A. M.
Kansas City	Savannah	3:00 P. M.	5:00 P. M.

SUNDAY, JULY 12.

Monterey	Havana and Mexico		
Yucatan	Campeche		

MONDAY, JULY 13.

Hamilton	Hamilton, Bermuda		3:00 P. M.

TUESDAY, JULY 14.

Saint Louis	Southampton		10:00 A. M.
Saint Paul	Southampton		8:00 A. M.
Philadelphia	London	12:00 M.	3:00 P. M.

WEDNESDAY, JULY 15.

Gallia	Hamburg		8:00 A. M.
Cymric	New York		10:00 A. M.
Minnehaha	Savannah	3:00 P. M.	5:00 P. M.
Saint Louis	Southampton	7:00 A. M.	10:00 A. M.
Philadelphia	Philadelphia	8:00 A. M.	10:00 A. M.

SUPPLEMENTARY MAILS—Additional ship-steamers, sailing any day during the week, for Europe, Central America, Mexico, Cuba, Porto Rico, Venezuela, Dutch Guiana, British Guiana, Leeward Islands, Windward Islands, Brazil, Argentina, Uruguay, Paraguay, Chile, Peru, Ecuador, Pacific Islands, Australia, New Zealand, Japan, China, Philippines, East Indies, Africa, Mediterranean, Levant, Black Sea, Arabia, Persia, Turkey, Syria, Egypt, Holland, Belgium, Germany, Scandinavia, Russia, Iceland, Turkey, Greece, Italy, Spain, Portugal, Canary Islands, Madeira, Azores, Gibraltar, Malta, Cape Colony, Cape Colony, Natal, Mozambique, Zanzibar, Aden, Bombay, Calcutta, Colombo, Penang, Singapore, Hong Kong, Shanghai, Yokohama, Manila, Sydney, Melbourne, Adelaide, Fremantle, Auckland, Wellington, Honolulu, Apia, Samoa, Fiji, Tonga, Noumea, Guayaquil, Callao, Valparaiso, Coronel, Corinto, Amoy, Swatow, Foochow, Newchwang, Vladivostok, Port Arthur, Dalny, Chemulpo, Kobe, Nagasaki, Saigon, Port Darwin, Thursday Island, Batavia, Samarang, Sourabaya, Macassar, Delagoa Bay, Beira, Chinkiang, Ichang, Tientsin, Pekin, Mukden, Hankow, Tamsui, Swatow, Amoy

DELEGATES RESENT ACTION OF UNIONS

Building Trades Board Finally Postpones Reprisals.

Employers' Board to Meet To-day and Work May Be Resumed To-morrow, at Least in Several Trades.

Seldom has the Board of Building Trades, which has held many exciting meetings, held a stormier session than yesterday. Before the board had met yesterday word was received that the Tile Layers' Union, Tile Layers Helpers' Union, Brotherhood of Painters and Amalgamated Painters' Society had formally adopted the plan of the Employers' Association. The Plasterers' Union had adopted it also, provided the plasterers' laborers were paid $3.25 a day, and there was every probability, it was said, that the employers would agree to do this.

When these reports were made there was a great commotion. The board had gone through the form of repudiating the agreement at a former meeting, but this brought up the matter in a new shape. The idea of unions adopting a plan which the Board of Building Trades repudiated was not to be thought of, according to some of the delegates.

Several delegates wanted the floor at once to denounce the unions which had signed an agreement which signed away at the same time much of the power of the walking delegates.

"I move that the unions which signed this plan be expelled from the board," said a delegate.

A shout of applause arose, but the more conservative of the delegates advised the others to do nothing rash. One of the most conservative of the delegates is William Fyfe of the Amalgamated Carpenters' Society, acting Secretary of the board in the absence of William A. Farley. Delegate Fyfe made a plea for moderation, and the result was that final action on the plan of the Employers' Association will be taken next Monday.

Delegate Fyfe said after the meeting:

"By Monday we will know the sentiment of the unions on the question. Enough of them will have voted on the plan to give an indication of what the unions as a body intend to do."

Delegate Richard Charles Delaney of the granite cutters said the employers of the granite cutters were not in the Employers' Association, and were, therefore, not directly interested in the plan.

"But," he continued, "we favor any reasonable plan of arbitration. We are against strikes to the extent of a last resort."

A delegate of the Bricklayers' Union, which are not in the Board of Building Trades, but whose employers are in the Employers' Association, said:

"We are in favor of arbitration, but not of this plan. For over twenty years up to last year we have settled all disputes by arbitration."

The Brotherhood of Carpenters was admitted to the board on condition that it repudiate its recent agreement with the Employing Cabinet Makers and Interior Decorators' Association. This the union delegates agreed to do. The question now is as to whether the union will consent to this. The objection to this agreement was a clause against sympathetic strikes and another clause providing for the employment of only Brotherhood men.

The Board of Governors of the Building Trades Employers' Association held a special meeting during the afternoon and made arrangements for a meeting early this afternoon to hear reports from the representatives of the unions who accepted the plan last Friday. In the meantime the action of these representatives was to be submitted to the unions for ratification. A representative of the Press Committee of the Employers' Association said yesterday evening:

"If a sufficient number of unions report in favor of the plan, work will be resumed on Friday. In fact, many members of the Employers' Association believe that orders can be given in a number of trades to resume work to-morrow."

COURT DENOUNCES DURANT.

Appellate Division Declares He Defrauded Mother and Sister, and Confirms $754,000 Award.

The Appellate Division of the Supreme Court yesterday handed down an opinion relating to the estate left by Dr. Thomas C. Durant. The opinion denounces Dr. Durant's son for defrauding his mother, now dead, and his sister in the management of the estate.

The case was that of Heloise D. Rose against William W. Durant. The plaintiff and defendant are children of Dr. Durant, who died Oct. 5, 1885. Dr. Durant was the President of the Adirondack Railroad Company. William W. Durant got control of the estate and the action was brought for an accounting. Upon the report of a referee the lower court gave judgment in favor of Mrs. Rose for nearly $754,000. That judgment the Appellate Division now affirms. Justice Hatch, who writes the opinion of the court, in his summing up makes the following statements:

"This property came into the hands of the defendant as the trustee for his mother and sister. He evidently applied to its management business skill and judgment, and he produced, as doubtless Dr. Durant would have done had he lived, from these interests a very large property, and by adroit manipulation, under power of attorney given by his mother and sister, without cost to himself in money outside of what the property produced, he succeeded in vesting the title to the whole of this very large estate in himself. His mother became dependent, his sister languished in want, and he traveled in luxury. The defendant resisted every attempt to compel an accounting of his stewardship, and the bars of the jail confronted him before he could be induced to render an account of his proceedings.

"It is sufficient now to say that we are satisfied from the proof that the defendant made use of the method adopted by Dr. Durant in keeping his books to defraud his sister out of her patrimony, and in this scheme his mother did not escape."

NEW YORK CENTRAL CENSURED.

Coroner's Jury Blames Railroad Company for Spread of Fire in Its Yards.

A Coroner's Jury in inquests of the deaths of two men in connection with the fire in the yards of the New York Central Railroad at Melrose on May 21 last, yesterday made this finding:

"We, the jury, find that Giuseppe Rubertino was killed by being struck by part of a portable gas tank hurled at him through the explosion of the said tank at a fire in the New York Central yards, Melrose, May 21, and also find that on the same occasion John Weller met his death while in the performance of his duty fighting the flames, and believe that the company deserves censure based upon the evidence, for not taking proper precautions in keeping combustibles in the vicinity of dangerous explosives, and also deserves censure for not immediately notifying the Fire Department, instead of trying to fight the flames itself."

The inquests were held before Coroner O'Gorman. Rubertino was killed by being struck on the head by a piece of a gas tank which exploded. Weller died on May 24, from injuries sustained in fighting the flames.

Chief Ahearn, Chief Inspector Murray of the Bureau of Combustibles, and Capt. Frank Callahan of Engine Company No. 41, who was injured at the fire, testified that the alarm was not sent in as soon as it might have been, and also that oil waste and other inflammable material were lying round near the gas tanks. The foreman of the jury was Anthony Gecks, a wine merchant, at 31 Warren Street.

MILLS VERDICT IS UPHELD.

Certificate of Reasonable Doubt Refused in Case of Convicted Lawyer.

A certificate of reasonable doubt was denied to George Edward Mills yesterday by Justice Dugro in the Supreme Court. Mills was convicted of an attempt to bribe Assistant District Attorney Garvan to substitute imperfect indictments for the true Bills found against Dr. R. C. Flower, the father of Mills's law partner, Jewell Flower.

Dr. Flower had been indicted on the charge of having swindled investors of the Arizona, Eastern and Montana, and Lone Pine Mining Companies.

In his decision refusing the certificate, Justice Dugro says Mills was indicted on two counts—attempting to remove public records and attempting to steal indictments. Though the papers actually were removed by the Assistant District Attorney, he did so for entrapping purposes, and between him and the defendant there was no community of motive. Any claim that the defendant was a principal in taking the indictments is untenable, but that by solicitation he was a principal in attempting to do so, there was evidence sufficient to sustain the verdict.

PUSHCART MEN PROTEST.

Parade and Meeting in Opposition to Plan to Limit Them to the Brooklyn Bridge Territory.

Push-cart peddlers of the lower east side paraded yesterday as a demonstration against Commissioner Woodbury's plan to restrict them to the territory in and around the Brooklyn Bridge. Inspector Schmittberger headed the police on duty, and there were four Police Captains and forty policemen under his command. The peddlers in line numbered 5,500.

After the parade there was a mass meeting at Apollo Hall, at 175 Clinton Street. Morris Graubard was Chairman. He criticised Commissioner Woodbury and Capt. Piper and praised Police Commissioner Greene and Inspector Schmittberger. He said that the latter had treated the peddlers as though they were human beings entitled to make a living in their own way, but Capt. Piper had been too busy to see the committee sent to him by the peddlers, and it was Mr. Woodbury's object to drive them out of business.

Resolutions were adopted by the 1,200 men present which called the action of Commissioner Woodbury unjust, and a copy will be sent to the Mayor and Board of Aldermen.

The peddlers say they could do business if they had markets in several sections of the city, but restriction to one place would mean ruin.

"How can a woman go all the way to the bridge to get some fruit or vegetables when she will have to leave her children alone for an hour or so?" was one question asked.

There was some sharp criticism of James B. Reynolds, Acting Chief of the Bureau of Licenses, and the meeting broke up after deciding to boycott the Citizens' Union meeting at which he was to speak last night.

HIGH LICENSE FOR PEDDLERS.

Mr. Reynolds Would Strike at the Padrone System—Protection for Bootblack and News Stands.

Arguments in favor of increasing the license fees for pushcart men, and also for provisions for the protection of bootblacks and newsmen who pay fees for their stands, were presented yesterday before the Aldermanic Committee on Laws and Legislation at the public hearing on a general ordinance relative to licenses.

James B. Reynolds, acting head of the Bureau of Licenses, urged that the fee for pushcarts be increased from $4 a year, as now, to $10 a year. He said that in 1898 the fees had been $15 a year and that at the close of the year only 1,300 pushcart men were doing business in the city. The Aldermen reduced the fee to $4 a year in 1899, and as a result 6,000 pushcart men were doing business in Manhattan alone by the end of the year. The four-dollar fee, he declared, has fostered the padrone system, whereby a man may take out from thirty to fifty licenses under fictitious names, and send out men under these fraudulent licenses. He said that the ten-dollar fee, while it would not obliterate the padrone system, would reduce it greatly.

Alderman Goodman said that in his opinion each bootblack who paid his license fees for his stand should be protected from the bootblacks carrying their boxes and paying no fees. He also held that the same state of affairs and arguments applied to the protection of the proprietors of news stands, who should be protected from newsboys. No action was taken by the committee.

ROYALTY THANKS CARNEGIE.

Letters Sent by Queen Wilhelmina and Russian Ambassador Because of the Palace of Peace Gift.

Andrew Carnegie has received letters from Count Cassini, the Ambassador of Russia in Washington, and from the Queen of the Netherlands, thanking him for his gift of $1,500,000 to the Netherlands Government for a Court House and library for the use of the Permanent Court of Arbitration at The Hague.

Queen Wilhelmina's letter is dated at the Palace, Seastdych, June 11, and reads:

In order that the institution originated by the Peace Conference may attain its full development, not only the co-operation of Sovereigns and Governors is necessary, but the sympathy of private persons also is needed. You, Sir, have felt this, and, during the action in the sentiment with characteristic energy, you have offered a princely gift for the establishment of a palace and library worthy of the Court of Arbitration. In the name of my Mate, the Palace of Peace, which will owe its existence to your munificence, remain throughout time the imposing symbol of the humane endeavor to solve the differences between nations by peaceful means. Your contributing so largely toward the realization of this end is a noble deed, which I and my people appreciate the more highly because, as international decree having place of residence at the Court of Arbitration is in this country, the Netherlands considers itself the guardian of the idea of peace, which it was the aim of The Hague Conference to see fulfilled.

The subject of this letter is to offer you these our most heartfelt thanks.

Count Cassini's letter is dated at Washington, May 28, and says:

His Majesty the Emperor has learned with the utmost satisfaction of the generous donation of $1,500,000 given by you for the purpose of erecting a building at The Hague, to be held as the permanent seat of the International Court of Arbitration and for a library in connection with the same.

His Majesty directs me to convey to you the expression of his deep and heartfelt appreciation of this munificent gift, bestowed on a cause the initiative of which belongs to my most gracious master, who trusts that its further development will prove of inestimable value to the future peace of the world and the happiness of all mankind.

WANT OLD STEAMBOAT BACK.

Jersey Coast Summer Colony Voices Objections to the New Asbury Park's Tardiness.

Commuters on the Sandy Hook route of the Central Railroad of New Jersey are circulating a petition to the management to replace the new steamboat Asbury Park with the old side-wheeler St. John, now held for excursion service, as the Asbury Park, after being in service ten days, has failed to keep her place on the fast schedule otherwise maintained. The paper finds many signers, as the new boat forges through the ground swell many minutes late.

It is not at all likely, however, that the petition will receive favorable attention from the company, as the officials express their belief that the Asbury Park will fulfill all the promises made for her, and point to the fact that she comes through each day in a minute or so better time. They say, too, that the St. Johns could hardly accommodate the throng that now travel on the "broker's trip," for which the Asbury Park was specially designed, and also that the private cabins and deck space of the Asbury Park have all been leased for a season, and the holders of these accommodations, not all of whom are always in a hurry, would object to such a change in their arrangements.

Meantime the engine room force and Cramp's experts who still remain on board are wearing themselves hollow-eyed for want of sleep, as they spend night after night adjusting and readjusting the machinery.

Will of James Swan Filed.

The will of James Swan was filed yesterday for probate in the office of the Surrogate. The value of his estate is stated in the petition to be $410,000 in realty and personalty. The estate is divided among relatives except a bequest of $10,000 to the Georgia School of Technology, at Atlanta, Georgia. The Swan homestead and the Dunwoodie homestead, in Jefferson County, Tennessee, are left to James Swan, a nephew.

UNION RAILWAY OBJECTS

Commission Hears Interborough's Plea to Lay Bronx Road.

Lawyer Page for the Union Attacks the Good Faith of the Interborough's Incorporation Deposit.

Hearing was continued yesterday before the State Railroad Commission on the application of the Interborough Railway Company for permission to construct a trolley road along the routes for which it holds a franchise in the Bronx. The Interborough Company was represented by Everett P. Wheeler and ex-Senator Charles L. Guy. W. H. Page appeared for the Union Railroad Company, in opposition to the application, and declared that it was not made in good faith, but for the purpose of menacing the Union Company's lines.

He argued that the Interborough Company had shown no financial ability to construct its projected lines, that the franchises granted to the company consist of the right to build in a number of short streets only without connections, and that as the company has no power to give transfers there is no possibility of its ever building up a paying road.

Mr. Guy retorted that the proposed road on Aqueduct Avenue will connect with the elevated at Washington Bridge and the subway at One Hundred and Fifty-fifth Street after crossing the Macomb's Dam bridge. The franchise given to the Union Company to lay tracks on the bridge was given with the condition that the tracks shall be open to any other company which may run cars to the bridge entrance.

Fielding M. Marshall, a lawyer representing several Aqueduct Avenue estates, was called by Mr. Page and admitted that the cars now running on Jerome Avenue are greatly overcrowded. He said the operating of trolleys on Sedgwick Avenue had not hurt real estate values, but he persisted in his belief that a car line on Aqueduct Avenue would destroy its value as a residential street. He thought the Union Company could furnish all transit facilities needed.

Mr. Page wanted the books of the banking firm of Wood, Havemeyer & Kearny with whom the Interborough Company deposited $40,000 to show that the deposit was not made in good faith; that it was deposited by R. C. Wood, who is President of the Interborough Company, to the credit of the Interborough Company, and then withdrawn and redeposited to the credit of the banking firm.

Mr. Wheeler objected that the commission is bound to consider the application of the company to have been made in good faith, that in any event all the commission is called upon to consider under Section 59 is the public necessity and convenience.

"We are going to call," Mr. Page said, "every subscriber to this certificate of incorporation to show that the money was never paid to the company, but deposit by Wood, Havemeyer & Kearny was there contrived, and that therefore, under the ruling of the Court of Appeals, the whole transaction is void, and that consequently there is no Interborough Corporation."

Mr. Dunn, Chairman of the commission, ruled the testimony out of order.

More than a dozen women were present at the hearing, and they arose as one and contradicted Mr. Guy when he declared that the Union Railway Company is the only objector to the Interborough scheme. The women are property owners in Aqueduct and Decatur Avenues, and the commissioners suggested that they be called at once and counsel could agree as to the order of the documentary proof of the forty-thousand-dollar transaction later.

"Certainly," said Mr. Wheeler; "we are glad to oblige the ladies."

Again the women spoke in unison.

"Then keep your road away from our property," they said.

Mr. Page made a long argument and asked for a thirty day delay. He said it would take that long to get all that time to make maps as to the physical impossibilities of the Interborough Company's building the line. Both Mr. Wheeler and Mr. Guy objected. The commission somewhat reprimanded Mr. Wheeler for his objections and reasoning that it would be better to have the application for the franchise approved before any work was started on the franchise.

The commission then adjourned to take up the subject again on July 27.

'SYNDICATE' MILLER TESTIFIES

At Receiver's Inquiry It is Said That Schlesinger Took Large Amounts of "Get-Rich-Quick" Cash.

William F. Miller, who is serving a sentence for the Franklin Syndicate fraud, testified before Referee Robert F. Tilney in the Federal Building, Brooklyn, yesterday in proceedings brought by John B. Lord, the receiver in bankruptcy of the syndicate.

Miller, who has been in the Tombs since the Ammon trial, was taken to Brooklyn by a Deputy Marshal. After the examination he was taken back to the Tombs.

During his examination it was asserted that Edward Schlesinger, who is believed to be in Europe, took $15,000 of the syndicate's money, in addition to sums obtained by Ammon and others. This was the only new fact developed.

RAID ON THE QUINCY CLUB.

Police Break Into Alleged Poolroom and Make Two Arrests.

Armed with five warrants issued yesterday afternoon by Justice Olmsted of the Court of Special Sessions, Capt. Dennis Brennan of the Macdougal Street Station made an axe and sledge hammer raid on an alleged poolroom in Mercer Street and managed to serve two of the warrants.

The place is known as the Quincy Club. The men arrested were John Gaffney of 30 Desbrosses Street, said by the police to be the "lookout"; George Gleason of 433 Washington Street, who is alleged to have been the man who posted the names of the horses on the blackboard. Thirty-five other men found in the place were not disturbed.

The two prisoners were arraigned before Justice Olmsted, who held them in $500 bail each for further examination.

STREET OPENING HEARINGS.

Board of Estimate Adjourns 59th Street Widening Proposal Two Weeks.

The Board of Estimate and Apportionment yesterday adjourned the hearing called for the proposed widening of Fifty-ninth Street for two weeks. Mayor Low said that this was in view of the request from parties interested.

There was considerable discussion on the proposed closing of Fulton Place, Brooklyn, from Fulton Street to Livingston Street, between Bond and Elm Streets. John M. Ryder, representing property interests, appeared in opposition, contending that the change was desired only by the dry goods firm of Frederick Loeser & Co. William N. Dykman, representing this firm, favored the measure and contended that there is a public demand for the closing of the street. He said there was a congestion there caused by the business of the firm and that there was no public use of the street aside from that by the firm. Finally, on the motion of the Mayor, the matter was laid over for two weeks to permit an examination of the facts.

A communication was read from the Brooklyn Deputy Fire Commissioner favoring the widening of Livingston Street between Court Street and Flatbush Avenue, Brooklyn, for the better use of fire engines and hook and ladder trucks. On the motion of Controller Grout the resolution to increase the width of the street by eighty feet was adopted. Borough President Cantor offered maps and a letter regarding the Manhattan approach to the East One Hundred and Thirty-eighth Street bridge favoring the proposition finally accepted by the Bridge Department. July 22 was set down as the date for the hearing on the matter.

Extent of the Fishermen's Strike.

George Moon, representing the Fulton Market Fishermen's Association, said yesterday that he strike of the fishermen apparently has not extended beyond those who fish for blue fish. Three of the boats which came in yesterday had fairly good catches. Until the question of the strike is settled they will be tied up. The other varieties of fish are as plentiful as ever, as they are brought in by outside fishermen.

AFTER HILL TO TESTIFY

Subpoena Said to be Issued for Aqueduct Board Engineer.

Counsel for Accused Commissioners Want Assistant District Attorney to Repudiate Interviews.

Assistant District Attorney Train yesterday sent out several subpoenas for witnesses in connection with the investigation of the Merchants' Association charges against the Aqueduct Commissioners. It is understood that among those persons called for are Chief Engineer W. R. Hill, who resigned on Tuesday, and John B. McDonald, the contractor.

"We do not say that the Commissioners were guilty of neglect of duty," said Mr. Jerome, "only that they should be severely criticised, but if the evidence shows them to have been guilty of neglect, as charged by the Merchants' Association, then I will act in the matter.

"The board will be criticised at least for the manner in which it handled the work on the Jerome Park Reservoir. The contractors were not kept up to their contracts, and it appears that in some cases crushed limestone was used instead of sharp sand, as demanded in the specifications. Somebody, of course, is responsible for that, and we are trying to find out who it is.

"So far there is nothing in the evidence that would justify us in going before the Grand Jury either in the Aqueduct or the Dock Board affair. It is unfortunate that both these investigations should have come up at a time when political issues are soon to be joined, but the Dock Board matter is subject to the Statute of Limitations and had to be taken up at once. I will try to rush both inquiries as much as possible, and will be glad if those involved are able to explain satisfactorily how these conditions came to exist."

An injunction of secrecy was placed on Assistant District Attorney Train yesterday by Justice Gaynor, and as a result he declined to discuss the testimony taken during the day. It was understood that the witnesses were Engineers Kruse, Bogart and McMurray, who were employed on the reservoir.

Black, Olcott, Gruber & Bonynge, attorneys for the three Commissioners, yesterday gave out copies of letters sent in the interest of their clients to the District Attorney and to Justice Mayer. That to Mr. Jerome was as follows:

Dear Sir: We represent the three Aqueduct Commissioners whose official conduct is being investigated by you upon complaint of the Merchants' Association.

There have appeared in the papers within the last few days a number of purported interviews on the subject with you, Mr. Train; but our estimate of Mr. Train's high character is so at variance with the unprofessional character of the interviews that we give no credence to their authenticity.

We write to ask, however, whether it does not commend itself to your spirit of fairness that Mr. Train should disclaim these interviews and deny that he has expressed a prejudgment of the case, when his only knowledge of it is from an ex parte presentation by the prosecutor's allegations at a "secret" hearing from which the defendants were debarred.

The other letter, to Justice Mayer, was as follows:

Dear Sir: We represent the three Aqueduct Commissioners whose official conduct is being inquired into before you.

We write to ask that owing to illness in his family Commissioner Van Ryck will go to his country home at South Jamesport, L. I., to-morrow (Thursday) afternoon, to stay until Monday, unless he is in the meantime recalled from there or unless in the meantime he has word that you desire his presence continuously in the city for the remaining days of this week. Permit us to add that it would be a great moment by a telephoned or telegraphed suggestion of either yourself or the District Attorney or ourselves.

George L. Duval, Chairman of the Merchants' Association Committee on Water Supply, yesterday issued a protest against the investigation being confined to alleged neglect and delay at Jerome Park Reservoir. He says the scope of the inquiry should be broadened to include the Croton Dam Reservoir.

MR. RIVES UPHOLDS MAYOR.

Denies the Contention of the Merchants' Association That Executive Can Remove Aqueduct Commissioners.

Corporation Counsel George L. Rives yesterday made a statement to THE NEW YORK TIMES in answer to the contentions of the Merchants' Association that the Mayor has power to remove the Aqueduct Commissioners after a hearing and with the approval of the Governor, under the act of 1888, amending the original act passed in 1883. Mr. Rives gives it as his opinion that the Mayor has no such power, under the decision of the Court of Appeals on the appeal of Aqueduct Commissioners Green, Cannon and Tucker from Mayor Van Wyck's removal of them at the outset of his administration. He says further that he informed the Mayor of this opinion in February last and that Mayor Low notified the Merchants' Association of the fact. Mr. Rives's statement follows:

"THE NEW YORK TIMES in its issue of yesterday (July 7) quotes William F. King of the Merchants' Association as stating that 'two attorneys of wide practice' had expressed the opinion that the Mayor has the power under the Revised Charter to remove the Aqueduct Commissioners with the consent of the Governor.

"It is further stated that the Merchants' Association asked the Mayor to consult me as to his powers and to make public my decision.

"The Mayor did consult me in the matter as long ago as last February. I wrote to him on Feb. 6, expressing my opinion, and I am informed by the Mayor that he read my letter to the representatives of the Merchants' Association at the time he received it.

"The question of the Mayor's powers is perfectly simple. The Aqueduct Commission as now constituted exists under an act of the Legislature passed in 1888, which provided that any of the Commissioners might be removed after a hearing by the Mayor, subject to the approval of the Governor.

"After Mr. Strong was elected Mayor an act was passed in 1895 which provided that at any time within six months after the commencement of his term of office the Mayor might at pleasure remove from public office any public officer holding office by appointment from the Mayor, except certain judicial officers.

"In 1897 the Charter of the Greater New York was enacted, and this contained two provisions relating to the subject. Section 95 re-enacted the law of 1895, providing that the Mayor might remove from office any public officer holding by appointment from the Mayor except members of the Board of Education, school boards, and certain judicial officers. Section 518 of the Charter provided that nothing in the charter should be construed to repeal Chapter 490 of the Acts of 1883 relating to the Croton Aqueduct and the Aqueduct Commissioners and other acts amendatory of it.

"After Mr. Van Wyck was elected Mayor, and on the 1st day of January, 1898, he removed the then Aqueduct Commissioners and appointed others without any trial and without the approval of the Governor.

"The removed Commissioners, Messrs. Green, Cannon, and Tucker, appealed to the courts, and the question went to the Court of Appeals, where it was argued by Elihu Root for the removed Commissioners and by the Corporation Counsel's assistants for the city. The Court of Appeals discussed the question which the Merchants' Association now raises, and held that notwithstanding Section 518 of the charter, the Mayor had power to remove under Section 95, the reason being that Section 95 was merely a re-enactment of the law of 1895 which had, in terms, repealed all inconsistent legislation.

"When the charter was revised, the Charter Revision Commission recommended a change in Section 95 by the charter so that the Mayor might at any time remove any public officer holding office by appointment from the Mayor except members of the Board of Education, the Trustees of the College of the City of New York, the Trustees of Bellevue and Allied Hospitals, and certain judicial officers. If the charter had been re-enacted in this form, no question would have existed as to the power of the Mayor to remove the Aqueduct Commissioners. But when the report of the Charter Revision Commission was presented to the Legislature, they further amended Section 95 by adding to the exception the members of the Aqueduct Commission. It seems to me perfectly plain that the intention of the Legislature was to do exactly what they said; namely, to provide that the Mayor should not have the power to remove the members of the commission.

"The argument which the Merchants' Association seems to make is this: That by taking away the Mayor's power to remove absolutely under Section 95, the Legislature revived the provisions of the old Aqueduct act which were abolished by the statute of 1883, and that consequently the Mayor now has power to remove after a trial and with the approval of the Governor. That argument appears to me to be unsound legally, and I am confident that it was not in fact the intention of the members of the Legislature who voted to amend the report of the Charter Revision Commission in this respect.

"I presume that the intention was to put the Aqueduct Commission on practically the same footing as the Rapid Transit Commission, whose members can be removed only by the Legislature.

"Of course, this does not mean that the courts have no power to deal with these officials if they have been guilty of wrongdoing. The inquiry instituted by the District Attorney is based, and properly based, upon that theory."

WOULD ARREST POLICEMEN.

Queens Saloon Keeper Proceeds Against Captain and Detectives—Justice Garretson Tests Magistrates.

Warrants against Police Captain Cooney of the Seventy-fifth Precinct, in Queens Borough, and several of his detectives, on charges of aggression, were sought yesterday on behalf of Joseph Lally, a saloon keeper at 20 Borden Avenue, Long Island City. Magistrate Smith refused to issue them, and when an appeal was made to Justice Garretson of the Supreme Court he refused to act until all the available Magistrates had been seen.

This action is the result of efforts made by the police to suppress an alleged poolroom over Lally's saloon, which is known as the Cottage Social and Athletic Club. The police not long ago raided the place, and as a result of evidence obtained at that time Police Commissioner Greene complimented Capt. Cooney and stated that indictments had been found against the men concerned.

Since then a close watch has been kept on the place. To the presence of policemen Lally objected, saying it was ruining his trade. After Magistrate Smith had refused to act Lally's lawyer went to Justice Garretson, who is on vacation at his home in Elmhurst. When the case was stated to the Justice he examined the law carefully and said:

"I do not propose to do the work of others. One Magistrate has been applied to. There are two others. Magistrates Healy and Connelly. Then there is a Magistrate of the Special Sessions, Justice Fleming; beyond him the applicant has the right to call upon the County Judge, Judge Moore.

"These Magistrates are paid by the people to perform their duty. If they refuse to do it, the law is clear. They have to be after they have refused and make affidavit that they have so refused, and then we shall see what can be done. I have now more work on hand than I can do. They call this vacation time for Supreme Court Justices, but we have to do more work during the vacation period than during the sitting terms. Still any citizen is entitled to relief, if he cannot obtain his rights below, and I must sit as a Magistrate I shall do so, but you must show me it is needful and put it in such shape that it can go on record."

In the conversation Justice Garretson intimated that if he had to be called on again in the case he would lay the whole matter before the Appellate Division. Further efforts to obtain warrants will be made to-day.

MR. BROKAW'S ANSWER FILED.

It is a Categorical Denial of Mrs. Pollion's Complaint, Not Yet on File.

The original answer of William Gould Brokaw to the suit brought against him by Mrs. Katherine Pollion for $250,000 damages for alleged breach of promise of marriage was filed yesterday in the office of the County Clerk by Eugene L. Bushe, counsel for Mr. Brokaw. It was signed by Mr. Brokaw and acknowledged by Henry W. Kiralfy, a notary public.

The complaint, in spite of the fact that the plaintiff's attorneys secured on Friday last an order for the filing of the answer, is not on record, and the plaintiff's attorneys decline to give out a copy. Consequently Mr. Brokaw's answer, which is brief, and answers the allegations by numbered paragraphs, is not entirely lucid.

Mr. Brokaw denies all allegations in Paragraph 1 of the complaint. As to Paragraph 2 he denies that Mrs. Pollion "duly offered to marry him," and says he has no "knowledge or information sufficient to form a belief" as to other allegations therein.

The answer proceeds: "The defendant admits that he paid certain attentions to the plaintiff, and wrote her some letters (but for greater certainty defendant asks leave to refer to the originals thereof when produced,) and gave her certain presents and addressed her in affectionate terms and gave certain time and attention to her. He denies that he has sufficient knowledge or information sufficient to form a belief as to the amount of money spent by the plaintiff or the purpose of such expenditures, and he denies each and every other allegation contained in the paragraph of the said complaint designated third."

This seems to refer to matters in the complaint as to alleged expenses of Mrs. Pollion, with marriage in view, and is followed by this declaration: "He (Brokaw) denies that he has any knowledge or information sufficient to form a belief as to whether the plaintiff was or is ready and willing to marry him, and defendant denies that on April 7, 1903, or at any other time he had any conversation with the plaintiff in regard to marriage between the plaintiff and the defendant or any agreement to fix the sitting terms. Still any citizen is entitled to relief, if he cannot obtain his rights below, and I must sit as a Magistrate I shall do so, but you must show me it is needful and put it in such shape that it can go on record."

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SAILORS CAUGHT WITH CIGARS.

Charge of Smuggling Against Men from a Sugar Ship.

Edward Meyers, a watchman at the National Storage Docks, Jersey City, yesterday saw a small boat rowed by one man put off from the shore and proceed to the steamship Curityba, which arrived from Matanzas laden with sugar and anchored off the docks Tuesday. When the boat reached the steamship Meyers saw two men on the vessel throw several bundles into the boat. He at once telephoned to the police, and Capts. Nugent and Cummings and two detectives hurried to the docks. When the boat reached the shore it had three men in it. They were arrested. The bundles Meyers had seen thrown into the boat contained 5,000 cigars. The men were taken before United States Commissioner Linsley Rowe. They described themselves as Felix Munts, sailor, and Caspar Rasesteward, both of the Curityba, and Daniel Castellano of Houston and Forsyth Streets, Manhattan. They refused to make any statement and were committed to the Hudson County Jail pending an investigation by the revenue officers.

Centenarian Negro Dead.

Thomas Thompson, a negro, known throughout Hudson County as "Black Tom," died yesterday at his home, on the Hackensack Meadows, near Snake Hill, at the age of 102 years. Thompson was born in Moonachie, N. J. He was a slave, and was sold to Abel I. Smith, an old District Court Judge of Hoboken. Thompson bought his freedom, and Judge Smith, who was a large property owner, gave him a life grant of the land and cottage where he lived. Thompson's wife died at the age of ninety and his oldest daughter at 78. His great-granddaughter is forty-one years old.

Porto Rican Ends His Life.

G. H. Furmontas, a Porto Rican, thirty-two years old, was found dead in bed at the Pennsylvania Hotel, 271 West Street, yesterday afternoon, having turned on the gas. He arrived on Tuesday at the hotel, and registered as coming from Porto Rico. After taking a glass of beer he went to his room, and was not seen again.

Afternoon Concerts in the Park.

Superintendent of Parks Murphy announced yesterday that commencing with next Saturday the evening concerts, inaugurated this season by Commissioner Wilcox in Central Park, would be discontinued, and the old custom of holding the Central Park band concerts in the afternoon would be resumed. Commissioner Wilcox has found that the evening concerts have not been so popular as he expected.

STEEL TRUST PROFIT PLAN IN OPERATION

Announcement as to Benefit Obtained by Its Employes.

Case Cited of an Illinois Steel Company Operative Who Died After Paying Partially for Four Shares.

A practical illustration of the benefits to the employes of the United States Steel Corporation under the plan for the sharing of profits which that corporation announced in December last, and which went into effect Jan. 1 of this year, is furnished in the case of one Peter Collins. The details were made public yesterday at the offices of the United States Steel Corporation, where a circular was given out which had been prepared for the purpose of demonstrating the working of the plan, as it had turned out in several cases of employes of the corporation.

It appears that Peter Collins, who had been an employe of the Illinois Steel Company, one of the constituent companies of the Steel Trust for many years, was taken sick and died. At the time the offer of subscriptions to the profit-sharing plan was made Peter Collins subscribed to and received four shares of the preferred stock of the corporation, for which he was to pay $82.50 a share. On this subscription he made partial payments amounting to $40, or about one-eighth of the purchase price. Shortly after his death—namely, on June 6, the United States Steel Corporation paid to his heirs, Margaret and Ellen Collins, the sum of $140.00. This amount was made up of the following items:

Amount paid on subscription	$40.00
Dividends credited	54.00
Total	$94.00
Less for interest at 5 per cent. on deferred payments	4.04
Total	$89.96
Special bonus of 25 per share per year for five years, which dividend would have received had he lived, and remained continuously in the employ of the company	$100.00
Total	$189.96

This payment of the one-hundred-dollar bonus, it was explained yesterday, was carried out on the same basis in the cases of some twenty other employes who have died since Jan. 1, fifteen of which worked at the following plants of the corporation:

Carnegie Steel Company—One at the Homestead Works and one at the general office.

Illinois Steel Company—One at the Joliet Works and one at the Union Works.

American Sheet Steel Company—One each at the McKeesport Works and Aetna Works, and one at the general office.

American Tin Plate Company—One at the American Works and one at the New Castle Works.

American Steel and Wire Company—One at the Cuyahoga Works.

American Bridge Company—One each at the Sencoyd Works and Albany Works.

National Tube Company—One at the National Department.

Pittsburg Crucible Steel Company—One at the Adelaide Works.

The circular also shows what the result of the investment would have been if Peter Collins had lived and remained in the employ of the company. Under these circumstances he would have received as of Jan. 1, 1904, a special bonus of $5 per share upon his subscription, which would have doubled the price of the stock to him to $17.50 per share. Each year for five years this would have been repeated, so that at the end of the five years his stock would have cost him $87.50 per share, and he would have received in addition dividends at the rate of 7 per cent. on the par value of his stock, or $28 per annum, loss, of course, the interest at 5 per cent. on deferred payments. This figures an average return for the first five years of about 10 per cent. on his investment. At the end of the first five years he would therefore have four shares of stock costing him $87.50 per share, or $350, on which he would receive thereafter $28 per annum, or 12.17 per cent. on his investment.

LEGAL NOTES.

PEDESTRIAN'S BELIEF THAT CAR WOULD STOP.—That pedestrians cannot be too careful in crossing streets at points away from the crosswalks was shown by the case of Joseph Freeman, by guardian, against the Brooklyn Heights Railroad Company. The plaintiff was run over by one of the defendant's cars while attempting to cross Hemlock Street, Brooklyn, at a point two doors distant from the corner of Ellery Street. He was thoroughly familiar with the neighborhood, and while it was night at the time, there was "plenty of light." Young Freeman said he thought he could get across without being hit by the car. His idea was that the car would stop "at one of them crossings anyhow to give me a chance." Otherwise he "would not have risked it at all." The Appellate Division has given a decision reversing a judgment for the plaintiff, and holding that the facts showed that he was guilty of contributory negligence. Justice Almet F. Jenks, for the court, said in part: "Thus the case of the plaintiff shows that a point where the car had the paramount right of way and when he knew of its approach and proximity, and although he saw the attempt was perilous if the car continued on its course, he risked crossing the tracks because he thought it would stop at a crossing as he thought it was bound to do. There is no proof that the car was bound to stop at the crossing at Ellery Street or that the plaintiff had any reasonable ground for such belief or of any attendant circumstances to warrant such surmise. His error was not a miscalculation as to the distance he had to pass over compared to that to be passed over by the car, but in his assumption, without reason therefor, that the car would stop before coming on. Under such circumstances we think he did not show himself free of contributory negligence."

INFERENCES ARE FOR THE JURY.—The facts in the case of Smith vs. the Brooklyn Heights Railroad Company were somewhat novel. The plaintiff was driving on Myrtle Avenue on a dark, stormy night. An electric car came along and he pulled out to avoid it. As he did so his horse splashed in a puddle of water and dropped suddenly to the ground. Mr. Smith described what then happened thus: "I waited a little while, and the horse didn't make any move whatever, and I had to get down there to get him up. I got down to the horse's head, went along to the horse, when there was an explosion which made the fire fly from the wire which crosses from the trolley pole to the centre wire, and the pole was white from top to bottom with our electric light. I was not able to get up." A broken wire, Mr. Smith added, was hanging down, and every time it touched the pole there was an explosion. The wire, however, did not strike him. Finally Mr. Smith got his horse home, but it died immediately after reaching there. The complaint in the action was dismissed because of the absence of evidence that either the plaintiff or his horse came in contact with the broken wire. This, the Appellate Division holds, in reversing the court below, the plaintiff was not bound to show. There was a reasonable doubt as to exactly what did happen, and the inferences to be drawn were for the jury, not the Judge. "It is true," said Justice Hooker, for the court, "that there is no positive evidence in the case that the horse was struck by the wire or ran into it, but the wire was there adjacent to the horse when the plaintiff came down out of his wagon, and he became affected in a manner much similar to that which apparently affected the horse. It is true that the horse might have slipped down and injured himself in that way